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# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 3, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Quorum present.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Bierman, moved that the Journal of Proceedings for Monday, August 9, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

COMMUNICATION

The Clerk presented the following communication from his Honor, the Mayor, returning with his veto the following resolution:

Consideration Continued

[Matrix Citations]

Resolution urging the District Attorney to discharge matrix citations with no evidentiary basis and urging the Municipal Court to recall bench warrants where matrix citations have been discharged by the District Attorney. (Supervisors Hallinan, Alioto, Bierman)

File 310-93-001.

In accordance to Rule 2.9a of the Rules of Order of the Board of Supervisors which states the Board shall not reconsider the legislation until the first meeting after the message from the Mayor is read to the Board, Supervisor Kennedy, seconded by Supervisor Hallinan, moved to continue consideration to January 10, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Bierman requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Budget Committee

Rereferred to Committee

[Appropriation for Audit of the Viacom Cablevision]  
Ordinance appropriating \$39,858, Board of Supervisors, for non-personal services (audit of Viacom Cablevision), funded from Cable Television Access and Development Fund balance; providing for ratification of action previously taken, for fiscal year 1993-94.  
(Controller)

File 101-93-36, Ordinance No.

Supervisor Migden, seconded by Supervisor Bierman, moved to rerefer to Budget Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Budget Committee

Finally Passed

[Appropriation, Registrar of Voters]  
Ordinance appropriating \$175,000, Registrar of Voters, for other non-personal services (printing and postage) and capital outlay (DP Word Processing Equipment); funded from the General Fund Reserve, for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-39, Ordinance No. 12-94

Finally passed.

[Appropriation, 911 Communication Center]  
Ordinance appropriating \$142,715, Police Department, for building repairs and equipment purchase (Mechanical Sewer Clearing Devices), for 911 Communication Center; funded from General Fund Reserve, for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-42, Ordinance No. 15-94

Finally passed.

[Appropriation, Chief Administrative Officer]  
Ordinance appropriating \$161,893, Chief Administrative Officer, for programmatic project for the creation of one position for the Fiscal Year 1993-94, for 911 Project Management to develop and implement a combined computer assisted dispatch system; funded from General Fund Reserve; placing \$100,000 on reserve. (Supervisor Alioto)

File 101-93-45, Ordinance No. 17-94

Finally passed.

[Public Employment, Add One Position]  
Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of one position, Chief Administrative Officer's Department; companion measure to File 101-93-45. (Civil Service Commission)

File 102-93-13, Ordinance No. 18-94

Finally passed.

[Appropriation, Jail Facility]  
Ordinance appropriating \$3,500,000, Sheriff Department, for capital improvement project (new Sheriff's jail facility); funded from the General Fund Reserve. (Supervisor Alioto)

File 101-93-62, Ordinance No. 1-94

Finally passed.

Passed for Second Reading

[Government Funding]  
Ordinance appropriating \$200,000, Department of Recreation and Park, for permanent salaries-miscellaneous, for fiscal year 1993-94.

File 101-93-23, Ordinance No.

Passed for second reading.

[Capital Improvement Project/DPW]  
Ordinance appropriating and certifying \$170,341, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203; providing for ratification of action previously taken. (Controller)

File 101-93-35, Ordinance No.

Passed for second reading.

[Appropriation, Department of Public Health]  
Ordinance Appropriating \$2,202,704, Department of Public Health, in Medi-Cal revenues and \$2,204,704 to a reserve for health care - MIS for San Francisco General Hospital, for fiscal year 1993-94 funded from SB 855 disproportionate share payment program revenues. (Supervisor Alioto)

File 101-93-40.1, Ordinance No.

Passed for second reading.

[Appropriation, District Attorney]  
Ordinance appropriating \$1,000,000, District Attorney, for permanent salaries and mandatory fringe benefits for the Misdemeanor Unit, funded from the General Fund Reserve, for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-46, Ordinance No.

Passed for second reading.

[Appropriation, Indigent Defense Costs]  
Ordinance appropriating \$1,221,775, Superior Court for fees and other compensations, for Indigent Defense Costs; funded from the General Fund Reserve, for fiscal year 1993-94. (Controller)

File 101-93-65, Ordinance No.

Passed for second reading.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation of Jonathan Pesner]  
Ordinance authorizing settlement of litigation of Jonathan Pesner against the City and County by payment of \$60,000. (City Attorney)

File 45-93-87, Ordinance No. 2-94

(Superior Court No. 946-980)

Finally passed.

[Settlement of Litigation of Jean Ingersoll]  
Ordinance authorizing settlement of litigation of Jean Ingersoll against the City and County by payment of \$22,500. (City Attorney)

File 45-93-88, Ordinance No. 3-94

(Superior Court No. 938-285)

Finally passed.

January 3, 1994

[Settlement of Litigation of Paul A. Cortes Jr.]

Ordinance authorizing settlement of litigation of Paul A. Cortes, Jr. against the City and County by payment of \$62,500. (City Attorney)

File 45-93-89, Ordinance No. 4-94

(Superior Court No. 936-158.)

Finally passed.

[Settlement of Litigation, State of California]

Ordinance authorizing settlement of City and County v. State of California in the sum of \$97,196. (City Attorney)

File 46-93-17, Ordinance No. 5-94

(Superior Court Nos. 926607, 939690, 930235, 938972, 935548, 934356, 932028 and 937161.)

Finally passed.

[South Terminal Boarding Areas B and C Concessions]

Ordinance approving the "South Terminal Boarding Areas "B" and "C"

Principal Retail Concession Lease" between Host International, Inc., and the City and County, acting by and through its Airports Commission. (Airports Commission)

File 62-93-3, Ordinance No. 6-94

Finally passed.

[City Planning Membership in Various Organizations]

Ordinance amending Administrative Code, to provide for Department of City Planning membership in various organizations and to change names of given organizations to reflect current organizational titles. (Department of City Planning)

File 97-93-61, Ordinance No. 8-94

(Amends Section 16.6-13.)

Finally passed.

[Alameda County Solid Waste Agreement Amendment]

Ordinance authorizing Chief Administrative Officer to execute amendment to Intercounty Agreement with Alameda County Waste Management Authority. (Chief Administrative Officer)

File 172-93-46, Ordinance No. 32-94

Finally passed.

Recommendation of Joint Budget/Government  
Efficiency and Labor Committee

Finally Passed

[Addendum to MOU - Firefighters]

Ordinance implementing an amendment to the provisions of the agreement between San Francisco Firefighters Union, Local 798 and City and County pursuant to Charter Section 8.590 et seq., effective July 1, 1993. (Office of Mayor's Employee Relations Division)

File 93-93-14.1, Ordinance No. 7-94

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Everglade Drive, Prohibit Vehicles in Excess 6000 Lbs.]  
Ordinance amending the Traffic Code, prohibiting operation of vehicle in excess of 6000 pounds upon a portion of Everglade Drive. (Department of Parking and Traffic)

File 124-93-8, Ordinance No. 30-94

(Adds Section 28.1.94.)

Finally passed.

Adopted

[Parking of Vehicles]  
Resolution extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-11, Resolution No. 7-94

Adopted.

[Parking of Vehicles]  
Resolution extending the boundaries of Residential Permit Parking Area "T" in the Forest Hill Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-12, Resolution No. 8-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Government Funding]  
Ordinance appropriating \$155,000, Human Rights Commission, for permanent and temporary salaries and mandatory fringe benefits, for the creation of one position; subject of previous budgetary denial, for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-20, Ordinance No. 9-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Public Employment, Add one position Human Rights Commission]  
Ordinance amending Annual Salary Ordinance, 1993-94, Human Rights Commission, reflecting the addition of one position (Classification 2996 Representative, Human Rights Commission); this position is a restoration by the Mayor's Office to Human Rights Commission fiscal year 1993-94 Budget; companion measure to File 101-93-20. (Supervisor Alioto)

File 102-93-10, Ordinance No. 10-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Art Commission]

Ordinance appropriating \$26,000, Art Commission, for heat, light and power; providing for ratification of action previously taken; funded from Board Reserve, for fiscal year 1993-94. (Controller)

File 101-93-37, Ordinance No. 11-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Department of Public Health]

Ordinance appropriating \$23,258,015, Department of Public Health, in Medi-Cal revenues, transferring \$23,258,015 to the General Fund and appropriating \$283,507 in salaries, mandatory fringe benefits and professional services (Pharmacy Program) appropriating \$23,258,015 in other non-personal services (SB 855 match) for fiscal year 1993-94; and providing for ratification of action previously taken; funded from SB 855 disproportionate share payment program revenues. (Supervisor Alioto)

File 101-93-40, Ordinance No. 13-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Municipal Railway]

Ordinance appropriating \$693,022, Municipal Railway, for salaries-miscellaneous, fringe benefits, other non-personal services, materials and supplies, and facilities maintenance; subject of previous budgetary denial, for Muni maintenance and fuel costs; funded from the General Fund Reserve; placing \$50,000 on reserve, for fiscal year 1993-94. (Controller)

File 101-93-41, Ordinance No. 14-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Department of Public Works]

Ordinance appropriating \$132,485, Department of Public Works, for permanent salaries-miscellaneous and mandatory fringe benefits for the Street Cleaning Program; funded from the General Fund Reserve, for fiscal year 1993-94. (Controller)

File 101-93-44, Ordinance No. 16-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.



[Appropriation, Fire Department]

Appropriating \$4,900,000, Fire Department, for permanent salaries-uniform, overtime and related fringe benefits to maintain full staffing for fiscal year 1993-94; funded from General Fund Reserve; subject of previous budgetary denial. (Controller)

File 101-93-47, Ordinance No. 19-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Department of Community Health]

Ordinance appropriating \$2,851,037, Department of Community Health Services for miscellaneous revenues, salaries, materials and supplies and services of other departments and rescinding \$423,163 for salaries and mandatory fringe benefits; subject of previous budgetary denial; maintain service levels, second six months; funded from miscellaneous revenues and rescissions (\$588,701) and General Fund Reserve (\$2,262,336), for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-53, Ordinance No. 20-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Laguna Honda Hospital]

Ordinance appropriating \$9,861,737, Laguna Honda Hospital for miscellaneous revenues, salaries, mandatory fringe benefits, other non-personal services, materials and supplies, equipment and services of other departments; subject of previous budgetary denial; maintain service levels, second six months; funded from miscellaneous revenues (\$8,336,016) and the General Fund Reserve (\$1,525,721), for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-54, Ordinance No. 21-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, San Francisco General Hospital]

Ordinance appropriating \$7,658,823, San Francisco General Hospital for miscellaneous revenues, salaries, mandatory fringe benefits, professional services, materials and supplies and capital improvements; subject of previous budgetary denial; restore services for second six months of fiscal year; funded from miscellaneous revenues (\$2,693,750) and the General Fund Reserve (\$4,965,073), for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-55, Ordinance No. 22-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Sheriff Department]

Ordinance appropriating \$1,385,838, Sheriff Department, for permanent salary for the creation of five positions; providing for ratification of action previously taken and subject of previous budgetary denial; for City Hall security and departmental salary costs; funded from the General Fund Reserve, for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-61, Ordinance No. 23-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Public Employment, Add Five Positions, Sheriff]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of five positions, Sheriff's Office; companion measure to File 101-93-61. (Civil Service Commission)

File 102-93-14, Ordinance No. 24-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Department of Social Services]

Ordinance appropriating \$5,678,015, Department of Social Services, for General Assistance and non-personal services; subject of previous budgetary denial; funded from Controller's Reserve (\$3,178,015) and General Fund Reserve (\$2,500,000), for fiscal year 1993-94. (Controller)

File 101-93-63, Ordinance No. 25-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Department of Public Health]

Ordinance appropriating \$8,169,119, Department of Public Health - Community Mental Health, for miscellaneous revenues, salaries, mandatory fringe benefits, professional and other non-personal services, materials and supplies and services of other departments, for fiscal year 1993-94; subject of previous budgetary denial; restore services for second six months of the fiscal year; funded from miscellaneous revenues (\$993,750) and General Fund Reserve (\$7,175,369), for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-67, Ordinance No. 26-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Public Library]

Ordinance appropriating \$4,000,000, Public Library, for permanent salaries, fringe benefits, equipment and books, for the creation of ninety-eight positions for fiscal year 1993-94; subject of previous budgetary denial; maintain service levels-second six months; funded from Board Reserve (in lieu of parcel tax). (Supervisor Alioto)

File 101-93-68, Ordinance No. 27-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Public Employment, Add 98 Positions, Library]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of ninety-eight positions in the Public Library; companion measure to File 101-93-68. (Supervisor Alioto)

File 102-93-12, Ordinance No. 28-94

Finally passed by the following vote:

January 3, 1994

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

Recommendation of Economic Vitality and Social Policy Committee

Finally Passed

[Graffiti Abatement]

Ordinance amending Public Works Code, prohibiting graffiti on public and private property, declaring the existence of graffiti on public or private property to be a nuisance, authorizing the Director of the Department of Public Works to order the removal of graffiti and to impose a lien on private property in order to recover the cost of graffiti abatement; amending Chapter 10 of the Administrative Code by establishing a Graffiti Abatement Fund. (Supervisor Conroy)

File 123-93-2, Ordinance No. 29-94

(Adds Public Works Code Article 23, Sections 1300 through 1309;  
Adds Administrative Code Section 10.117-111.)

(December 20, 1993 - Consideration continued to January 3, 1994.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Conroy, Hsieh, Kaufman, Kennedy, Maher, Shelley - 7.

Noes: Supervisors Bierman, Hallinan, Leal, Migden - 4.

From Housing and Land Use Committee Without Recommendation

Finally Passed

[Residential Energy Conservation]

Ordinance amending Housing Code to increase the limit of expenditure for compliance with residential energy conservation requirements. (Supervisor Alioto)

File 125-93-3, Ordinance No. 31-94

(Amends Section 1209.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Leal, Migden, Shelley - 7.

Noes: Supervisors Conroy, Hallinan, Kennedy, Maher - 4.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Amend Annual Appropriation Ordinance]

Ordinance amending Ordinance 298-93 (Annual Appropriation Ordinance) relating to adjustment of fringe benefits rates and appropriations thereof. (Supervisor Migden)

File 101-93-2.3, Ordinance No.

(Adds Section 10.5.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Amend Annual Appropriation Ordinance]

Ordinance amending Ordinance 298-93 (Annual Appropriation Ordinance) relating to allocation and use of local public safety revenues and expenditures. (Supervisor Migden)

File 101-93-2.4, Ordinance No.

(Adds Section 10.6.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Recreation and Park, Zoo Partnership]

Ordinance appropriating \$189,503, Recreation and Park Department, for permanent salaries-miscellaneous, for the Zoo Partnership Agreement; funded from the General Fund Reserve, for fiscal year 1993-94. (Controller)

File 101-93-43, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Police Department]

Ordinance appropriating \$1,677,799, Police Department, for permanent salaries, related fringe benefits, contractual services and materials and supplies for the creation of three positions for fiscal year 1993-94, subject of previous budgetary denial, for additional police services and three support staff; funded from General Fund Reserve, for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-50, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Public Employment, Add Three Positions, Police]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of three positions in the Police Department; companion measure to File 101-93-50. (Supervisor Alioto)

File 102-93-16, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Public Defender, Superior Court]

Ordinance appropriating \$500,000, for fees and other compensation for Public Defender and Superior Court for fiscal year 1993-94, for capital defense costs; subject of previous budgetary denial; funded from General Fund Reserve. (Supervisor Alioto)

File 101-93-52, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for Second Reading as Amended

(Supervisor Alioto dissenting in Committee.)

[Appropriation, General Assistance]

Ordinance appropriating \$100,000, Department of Social Services, for non-personal services to implement Fingerprinting Program; ((subject of previous budgetary denial)); funded from General Fund Reserve, for fiscal year 1993-94. (Controller)

File 101-93-63.1, Ordinance No.

Supervisor Kennedy, seconded by Supervisor Migden, moved to amend title, line 3, by deleting "subject of previous budgetary denial;"; amend by deleting entire "Section 2".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisors Alioto, Bierman - 2.

Passed for Second Reading

(Supervisor Alioto dissenting in Committee.)

[Appropriation, Tax Collector Enhancements]

Ordinance appropriating \$112,908, Treasurer/Tax Collector for permanent salaries, mandatory fringe benefits and equipment for the creation of two positions for tax collector enhancements; funded from Board Reserve, for fiscal year 1993-94. (Controller)

File 101-93-66, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Alioto - 1.

(Supervisor Alioto dissenting in Committee.)

[Public Employment, Add Two Positions, Treasurer/Tax Collector]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of two positions in the Treasurer/Tax Collector Department; companion measure to File 101-93-66. (Civil Service Commission)

File 102-93-15, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Alioto - 1.

Consideration Continued

[Walden House Application for Grant, Youthbuild]

Resolution supporting Walden House in its application for a Department of Housing and Urban Development Grant entitled Youthbuild. (Supervisor Alioto)

File 13-93-46, Resolution No.

Supervisor Leal, seconded by Supervisor Maher, moved to continue consideration to January 10, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

January 3, 1994

Refused Adoption

[Police Force Budget]

Resolution urging the Mayor to urge the Police Chief and the Police Commission to prepare a budget for the Police Department that increases the police force to 1,971 full duty sworn officers pursuant to the consent decree agreed to by the City and County of San Francisco and authorized by the Federal District Court of Northern California; and urging the Mayor to finance the increased number of sworn officers with new revenues. (Supervisors Alioto, Migden, Shelley)

File 100-93-18, Resolution No.

Supervisor Maher, seconded by Supervisor Kaufman, moved to amend title, line seven and page two, line seven, by deleting reference to "new revenues".

Motion to amend refused adoption by the following vote:

Ayes: Supervisors Alioto, Conroy, Kaufman, Kennedy, Maher - 5.

Noes: Supervisors Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 6.

The roll was then called on the pending resolution and it was refused adoption by the following vote:

Ayes: Supervisors Alioto, Hsieh, Leal, Migden, Shelley - 5.

Noes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Maher - 6.

In connection with the above item, Supervisors Migden, Shelley requested to be added as co-sponsors.

Adopted

[Police Department, Mandatory Time Off]

Resolution urging the Mayor to require only sixteen hours of mandatory time off each for police officers. (Supervisors Maher, Alioto, Shelley, Migden)

File 207-93-22, Resolution No. 15-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Shelley, Migden requested to be added as co-sponsors.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair.

[Municipal Railway Budgetary Reserve]

Motion directing the Controller to place in a reserved fund the amount of \$6,000,000 of City General Funds to be considered for possible use to assist the Municipal Railway in meeting its budgetary needs for fiscal year 1993-1994. (Supervisors Hsieh, Migden, Alioto)

File 7-93-16.4

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

The President resumed the Chair.

Called from Budget Committee by Supervisor Hallinan

Consideration Continued

[MUNI Transfers]

Resolution urging the Mayor to urge the Public Utilities Commission to retain transfers on the Municipal Railway and to restore the three-day grace period for all monthly fast passes. (Supervisors Hallinan, Bierman, Maher, Alioto, Kaufman, Shelley, Leal)

File 7-93-9.5, Resolution No.

Supervisor Hsieh, seconded by Supervisor Leal, moved to continue consideration to January 18, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisors Bierman, Hallinan - 2.

In connection with the above item, Supervisors Maher, Alioto, Conroy, Kaufman, Shelley, Leal requested to be added as co-sponsors.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Trucks in Excess of 6000 Pounds Chattanooga Street]

Ordinance amending the Traffic Code, prohibiting operation of trucks in excess of 6000 pounds upon a portion of Chattanooga Street. (Department of Parking and Traffic)

File 124-93-7, Ordinance No.

(Adds Section 28.5.45.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as Amended

[Central Freeway Areawide Traffic Study]

Resolution requesting that the Mayor urge Caltrans to await the completion of the Department of Parking and Traffic's Central Freeway Areawide Traffic Study with specific guidance from the Department of Planning's revised Civic Center Master Plan before beginning the process for retrofit of the Central Freeway and urging the Mayor to report to the Board of Supervisors within 30 days a work plan and time-table to adequately undertake the study of alternatives and findings and to report on the progress of the studies in accordance with Board Resolution 541-92. (Supervisors Hallinan, Bierman, Leal)

File 85-93-2, Resolution No. 9-94

Supervisor Hallinan, seconded by Supervisor Bierman, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Recommendations of Rules Committee

Passed for Second Reading

[Veterans' Affairs Commission]

Ordinance amending Administrative Code, changing the name of the Veterans' Affairs Council to the Veterans' Affairs Commission. (Supervisor Alioto)

File 97-93-65, Ordinance No.

(Amends Sections 5.100, 5.101, 5.102, 5.103, 5.104, 5.105, 5.106 and 5.107.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

Adopted

[Appointment]

Resolution appointing member to the Adult Day Health Care Advisory Committee, for the unexpired portion of the three-year term ending September 30, 1994. (Rules Committee)

File 92-93-23, Resolution No. 10-94

(Harry Weinstein, M.D., representative, S.F. Medical Society, vice George Goodstein, M.D., resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Appointment]

Resolution appointing member to the Bay Area Library and Information System Advisory Board (BALIS), for a new two-year term ending December 31, 1995. (Rules Committee)

File 92-93-56, Resolution No. 11-94

(Donna Miller Casey, vice Jean Kalil, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

[Appointment]

Resolution appointing member to the newly established Committee on Charter Reform pursuant to Proposition N as approved by the electorate November 2, 1993. (Rules Committee)

File 92-93-61, Resolution No. 12-94

(Supervisor Sue Bierman, member, Board of Supervisors.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Jane Doe, Muni fares;

Ace Washington, press room key;

Pete Bychernokoff, Muni response time, 911 system, utilities.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.



FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Public Library Funding]

Resolution affirming the San Francisco Board of Supervisors commitment to continue full funding for, and free and open access by the citizens of San Francisco to the San Francisco Library System and all of its public information resources. (Supervisors Shelley, Alioto)

File 100-93-21, Resolution No. 13-94

(December 20, 1993 - Introduced in Board for consideration on January 3, 1994.)

Supervisor Migden, seconded by Supervisor Kaufman, moved to amend by adding "WHEREAS, There are plans to close certain library branches like the Mission Branch without provisions for temporary services;" and by adding "FURTHER RESOLVED, That the Board of Supervisors reaffirms its commitment to ensure that no services are interrupted during or due to constructions and or renovations."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Hsieh, Kaufman, Kennedy, Migden, Shelley - 6.

Absent: Supervisors Bierman, Conroy, Hallinan, Leal, Maher - 5.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Hsieh, Kaufman, Kennedy, Migden, Shelley - 6.

Absent: Supervisors Bierman, Conroy, Hallinan, Leal, Maher - 5.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Muni Trip Origin and Destination Study]

Resolution requesting a comprehensive trip origin and destination service delivery study of the San Francisco Muni System. (Supervisors Hsieh, Alioto, Migden)

File 7-93-20, Resolution No. 6-94

(December 20, 1993 - Introduced in Board for consideration on January 3, 1994.)

Adopted.

[City Front District]

Resolution urging the Chief Administrative Officer to urge the Convention and Visitors Bureau to recognize the Stewart Street area (north of Justin Herman Plaza and the Ferry Building; south to Harrison Street; east to Embarcadero; and west to Spear Street) as the City Front District and to include references to this district in all tourist and convention directories. (Supervisor Alioto)

File 197-93-2, Resolution No. 14-94

(December 20, 1993 - Introduced in Board for consideration on January 3, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Hsieh, Kaufman, Kennedy, Migden, Shelley - 6.

Absent: Supervisors Bierman, Conroy, Hallinan, Leal, Maher - 5.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for action today.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-1, Resolution No. 1-94

(Vincent J. Rovetti, member, Recreation and Park Commission, December 20 - January 7, 1994; Santiago Ruiz, member, Recreation and Park Commission, December 15 - 23, 1993; L. A. Turpen, Director of Ports, January 12 - 13, 1994; Albert C. Walker, Executive Officer, Civil Service Commission, January 8 - 11, 1994; Doris M. Ward, Assessor, December 22 - January 2, 1994; Joanne Chow Winship, Director, Art Commission, June 4 - 9, 1994.)

Adopted.

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisor Alioto)

File 30-94-1

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Hsieh, Kaufman, Kennedy, Migden, Shelley - 6.

Noes: Supervisors Bierman, Conroy, Hallinan, Leal, Maher - 5.

#### IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the following motions which requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Leal, Maher - 4.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City

and County of San Francisco after the agenda was posted.

Supervisor Kennedy, seconded Supervisor Hsieh, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Leal, Maher - 4.

Adopted

[Proclamation, Father Alfred Boeddeker Day]

Resolution designating August 7 as Father Alfred Boeddeker's Day.

File 4-94-1, Resolution No. 2-94

Supervisors Leal, Bierman, Kennedy, Alioto presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Leal, Maher - 4.

#### OFF-CALENDAR LEGISLATION

#### ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Ballot Pamphlet Materials]

Ordinance amending Administrative Code by amending Sections 5.70, 5.71, 5.71-1, 5.73, 5.74.2, 5.74.3, 5.74.5, 5.74.6, 5.74.8, 5.74.9, 5.74.10, 5.75, 5.76, 5.78, 5.78.1 and 5.80 relating to the preparation of ballot pamphlet materials. Supervisor Bierman presented. Referred to Rules Committee.

File 097-94-001.

[Regulating the Discharge of Certain Weapons]

Draft ordinance amending Police Code by adding Article 42, Sections 4200 through 4208 to prohibit, with certain specified exceptions, the discharge of certain weapons in public places within San Francisco; require greater parental responsibility for minors who may come into contact with certain weapons; dispose of certain confiscated weapons; and prohibit minors from possessing certain weapons. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 121-94-001.

Reactivated by Supervisor Shelley; Referred to Rules Committee

[Mission Driven Budget Process]

Resolution establishing that the City and County of San Francisco should move to a mission driven budget process that creates programmatic and policy review and evaluation. (Supervisor Shelley) Reactivated pursuant to Rule 4.29; referred to Rules Committee.

File 246-93-001.

Referred to Board

[Commend, Center for Employment Training]

Resolution commending the Center for Employment Training for its 26 years providing cost efficient and high quality vocational training for citizens of the City and County of San Francisco. Supervisor Leal presented. Referred to Board for Adoption Without Committee Reference Calendar January 10, 1994.

File 006-94-001.

[State Legislation, Small Claims Filings]

Resolution approving sponsorship of state legislation that would extend statutory authority for the

January 3, 1994

City and County of San Francisco to file actions in small claims court without being subject to the limitation on the number of filings exceeding \$2,500. Supervisor Migden presented. Referred to Board for Adoption Without Committee Reference Calendar January 10, 1994.

File 012-94-001.

[State Legislation, Local Penalty Assessment]

Resolution approving sponsorship of state legislation that would provide authority to create a local penalty assessment upon every fine imposed for running a red light traffic signal. Supervisor Migden presented. Referred to Board for Adoption Without Committee Reference Calendar January 10, 1994.

File 012-94-002.

Referred to Committee

[Documentary Transfer Tax Exemption]

Resolution urging the Mayor to urge the California State Legislature to amend Section 11927 of the California Revenue and Taxation Code to exempt domestic partnerships from the Documentary Transfer Tax, consistent with the exemption allowed for married couples. Supervisor Migden presented. Referred to Budget Committee.

File 012-94-003.

Referred to Board

[Old Mint Building]

Resolution urging the Federal Government to reopen the Old Mint Building. Supervisors Bierman, Shelley, Conroy, Leal, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 10, 1994.

File 013-94-001.

Referred to Committee

[California Healthcare for Indigents Program]

Resolution authorizing adoption of the county description of proposed expenditure of California Healthcare for Indigents Program (CHIP) funds for fiscal year 1993-94 and that the Chairperson or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the county description of proposed expenditure of CHIP funds for fiscal year 1993-94. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee with request it be considered at the next meeting.

File 030-94-002.

Referred to Board

[Innovative Homeless Demonstration Program Grant]

Resolution authorizing the Mayor to apply for a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed 1.5 million dollars for innovative project funding under the Innovative Homeless Initiatives Demonstration Program authorized under Section 2 of the HUD Demonstration Act of 1993; there will be no direct or indirect costs associated with the acceptance of these grant funds. Supervisor Leal presented. Referred to Board for Adoption Without Committee Reference Calendar January 10, 1994.

File 068-94-001.

[Levi Strauss and Company]

Resolution urging Levi Strauss and Company to retain its Britania Division and Computer Data Center operations in San Francisco. Supervisors Alioto, Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar January 10, 1994.

File 176-94-001.

Requests for Hearings:

[Convicted Child Abductors]

Hearing to consider urging the California Legislature to increase the penalties for persons who violate state and local laws prohibiting child abductions and to require local registration of convicted child abductors. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the January 11, 1994 meeting.

File 012-94-004.

[Stop Intersection, Fillmore/O'Farrell Streets]  
Hearing to consider feasibility of installing a Stop sign at the intersection of Fillmore and O'Farrell Streets (next to the Safeway). Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 018-94-001.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 027-93-021. [Retail Concession Lease/Airports Commission] Ordinance approving B/A "A" Retail Concession Lease A-1 between the Charnel Company, Inc., and the City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission) Referred to Government Efficiency and Labor Committee.

File 045-93-092. [Settlement of litigation of Marey E. Carey] Ordinance authorizing settlement of litigation of Marey E. Carey against the City and County of San Francisco by payment of \$20,000. (Superior Court No. 947-614) (City Attorney) Referred to Budget Committee.

File 045-93-093. [Settlement of Litigation of Vince Brown] Ordinance authorizing settlement of litigation of Vince Brown, et al. against the City and County of San Francisco by payment of \$220,000. (United States District Court No. C92-3624 FMS) (City Attorney) Referred to Government Efficiency and Labor Committee.

File 101-93-057. [Mayor's Office of Children, Youth and Their Families] Ordinance appropriating \$1,300,710, Mayor's Office of Children, Youth and Their Families, for salaries, fringe benefits, medical services contracts, and rescinding \$1,300,710 for professional services for the Children's Fund; rescinding \$1,300,710 for salaries, fringe benefits, medical services contracts, for the General Fund, reassigning two positions from the General Fund to the Children's Fund; companion measure to File 102-93-17. RO #93129 (Controller) Referred to the Budget Committee.

File 101-93-058. [Appropriation, County Clerk/Recorder] Ordinance appropriating \$57,632, Department of County Clerk/Recorder, for miscellaneous revenue, permanent salaries-miscellaneous and mandatory fringe benefits for the creation of two positions for fiscal year 1993-94, Recorder Indexing Project. RO #93152 (Controller) Referred to Budget Committee.

File 101-93-059. [Dept. of Mental Health Substance Abuse Services] Ordinance appropriating \$342,819, Department of Mental Health-Substance Abuse Services, for non-personal services; providing for ratification of action previously taken; added funds from State Alcohol Program. RO #93185 (Controller) Referred to Budget Committee.

File 101-93-060. [Appropriation, Airports Commission] Ordinance appropriating \$17,999,781, Airports Commission, for various capital improvement projects for fiscal year 1993-94; funded from interest income on various capital project funds and bond reserves. RO #93182 (Controller) Referred to Budget Committee.

File 101-93-069. [Appropriation, Municipal Court] Ordinance appropriating \$54,600, Municipal Court, for permanent salaries and fringe benefits for fiscal year 1993-94; providing for ratification of action previously taken; funded from Municipal Court salary savings; judges salary increase. RO #93190 (Controller) Referred to Budget Committee.

File 203-93-002. [Quitclaim Deeds/Water Department Easement] Ordinance directing the City to quitclaim a certain portion of a Water Department easement in Alameda County to the underlying fee owners; authorizing the execution and delivery of two quitclaim deeds; authorizing the recordation of the quitclaim deeds; authorizing the Director of Property to make changes to the quitclaim deeds; authorizing City Officials to execute and deliver any document necessary to implement this ordinance; and ratifying any action previously taken in connection with this ordinance. (Real Estate Department) Referred to Budget Committee.

Resolutions Referred to Committee

File 040-93-015. [Extend Permit Parking Area "I", Bartlett Street] Resolution extending the boundaries of Residential Permit Parking Area "I" in the Bartlett Street Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 048-93-030. [Settlement of Unlitigated Claim, Anthony Santana] Resolution approving the settlement of the unlitigated claim of Anthony M. Santana by payment of \$8,000. (City Attorney)

Referred to Government Efficiency and Labor Committee.

File 078-93-003. [Health Service System Contributions] Resolution establishing the contribution to be made to the Health Service System by City and County, Unified School District and Community College District for Fiscal Year 1994-95. (Health Service System) Referred to Government Efficiency and Labor Committee.

File 089-93-011. [State Disability Insurance, Class 1453] Resolution authorizing enrollment of Classification 1453 Principal Stenographer, Mayor's Office in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency and Labor Committee.

File 089-93-012. [State Disability Insurance, Class 1942] Resolution authorizing enrollment of Classification 1942 Assistant Materials Coordinator, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency and Labor Committee.

File 146-93-057.01. [Placement/Referral Manual, Homeless] Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services, to accept and expend retroactively a grant up to the amount of \$196,785 which includes indirect costs in the amount of \$3,859 based on two percent of the total award from the United States Department of Health and Human Services/Substance Abuse and Mental Health Services Administration for the development of a comprehensive placement/referral manual and evaluation of treatment services for homeless persons who require combined substance abuse and mental health services; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency and Labor Committee.

File 170-93-015. [General Purpose Sewer Revenue Bonds, Series 1994] Resolution authorizing and directing the sale of not to exceed \$190,000,000 aggregate principal amount of City and County of San Francisco Sewer Refunding Revenue Bonds, Series 1994; authorizing the publication of official notice of sale relating thereto; approving the form of the official statement; approving the form of the forward purchase agreement; consenting to submission of bid by financial advisor; and authorizing official action. (Chief Administrative Officer) Referred to Budget Committee.

File 172-93-047. [District Attorney - Bad Check Diversion Program] Resolution authorizing the District Attorney of the City and County of San Francisco to enter into an agreement with the Computer Support Services to conduct a bad check diversion program pursuant to State law, and declaring that sufficient funds are available to fund such program. (District Attorney) Referred to Government Efficiency and Labor Committee.

File 190-93-008.01. [Union Square Tour Bus Non-Exclusive License] Resolution confirming award of the Union Square Tour Bus Non-Exclusive License to use space. (Real Estate Department) Referred to Government Efficiency and Labor Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Bierman, that City Attorney prepare appropriate legislation to implement State Proposition 171 passed in the 1993 general election, enabling the county to pass legislation allowing homeowners, who have lost their homes in a natural disaster, to transfer their pre-disaster base-year value to another county.

By Supervisor Bierman, that letter of inquiry be sent to Chief of Police to determine why it took approximately fifty minutes to respond to a recent attack (December 11, 1993) in the 800 block of DeHaro Street.

By Supervisor Kennedy, that letter of inquiry be sent to Chief Administrative Officer requesting status report on the request of Ace Washington for a key to the fourth floor press room.

By Supervisor Migden, that City Attorney prepare ordinance which would require the registration of firearms dealers in San Francisco.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Father Alfred Boeddeker (By the entire Board)  
Guiseppe E'Ascoli (Supervisor Alioto)  
Grace Elizabeth C. Hall (Supervisor Kennedy)  
Paul Barber (Supervisor Maher)  
Eric Jazmen (Supervisor Migden)  
Michael Stuckey (Supervisor Shelley)

January 3, 1994

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:26 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 18, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors





for room  
0/94  
2

Monday, January 10, 1994

# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 10, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:29 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Noted absent at first roll call:

Supervisor Kennedy - 1.

Quorum present.

Supervisor Kennedy was noted present at 2:31 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Shelley, seconded by Supervisor Bierman, moved that the Journals of Proceedings for Monday, August 16, Monday, August 23, 1993 and Monday, December 20, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Government Funding]

Ordinance appropriating \$200,000, Department of Recreation and Park, for permanent salaries-miscellaneous, for fiscal year 1993-94.

File 101-93-23, Ordinance No. 36-94

Finally passed.

[Capital Improvement Project/DPW]

Ordinance appropriating and certifying \$170,341, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203; providing for ratification of action previously taken. (Controller)

File 101-93-35, Ordinance No. 37-94

Finally passed.

[Appropriation, Department of Public Health]

Ordinance Appropriating \$2,202,704, Department of Public Health, in Medi-Cal revenues and \$2,204,704 to a reserve for health care - MIS for San Francisco General Hospital, for fiscal year 1993-94 funded from SB 855 disproportionate share payment program revenues. (Supervisor Alioto)

File 101-93-40.1, Ordinance No. 38-94

Finally passed.

[Appropriation, District Attorney]

Ordinance appropriating \$1,000,000, District Attorney, for permanent salaries and mandatory fringe benefits for the Misdemeanor Unit, funded from the General Fund Reserve, for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-46, Ordinance No. 40-94

Finally passed.

[Appropriation, Indigent Defense Costs]

Ordinance appropriating \$1,221,775, Superior Court for fees and other compensations, for Indigent Defense Costs; funded from the General Fund Reserve, for fiscal year 1993-94. (Controller)

File 101-93-65, Ordinance No. 45-94

Finally passed.

#### Recommendation of Housing and Land Use Committee

Finally Passed

[Trucks in Excess of 6000 Pounds Chattanooga Street]

Ordinance amending the Traffic Code, prohibiting operation of trucks in excess of 6000 pounds upon a portion of Chattanooga Street. (Department of Parking and Traffic)

File 124-93-7, Ordinance No. 48-94

(Adds Section 28.5.45.)

Finally passed.

#### Recommendation of Rules Committee

Finally Passed

[Veterans' Affairs Commission]

Ordinance amending Administrative Code, changing the name of the Veterans' Affairs Council to the Veterans' Affairs Commission. (Supervisor Alioto)

File 97-93-65, Ordinance No. 33-94

(Amends Sections 5.100, 5.101, 5.102, 5.103, 5.104, 5.105, 5.106 and 5.107.)

Finally passed.

#### Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation/C&T Management Services]

Ordinance authorizing settlement of C & T Management Services, Inc., et al. against the City and County, et al., by payment of \$80,000. (City Attorney)

File 45-93-90, Ordinance No.

(Superior Court No. 936-661)

Passed for second reading.

[Settlement of Litigation of Gladys Gardner]

Ordinance authorizing settlement of litigation of Gladys Gardner against the City and County by payment of \$59,000. (City Attorney)

File 45-93-91, Ordinance No.

(Superior Court No. 932-546)

Passed for second reading.

Adopted

[Federal Grant]

Resolution authorizing the Mayor, through the Mayor's Office of Community Development, to accept and expend a technical assistance grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed Two Hundred Thousand Dollars (\$200,000) for a program to assist low and moderate income residents become self-employed. (Mayor's Office of Community Development)

File 68-92-9.1, Resolution No. 25-94

Adopted.

[Settlement of Unlitigated Claim, Michael Aguirre]

Resolution approving the settlement of the unlitigated claim of Michael Aguirre by payment of \$13,000. (City Attorney)

File 48-93-28, Resolution No. 22-94

Adopted.

[Settlement of Unlitigated Claim, Lanier Worldwide]

Resolution approving the settlement of the unlitigated claim of Lanier Worldwide by payment of \$9,704.95. (City Attorney)

File 48-93-29, Resolution No. 23-94

Adopted.

[Award Extension for SFWD Contract WD-2132RI]

Resolution granting extension of time for award of San Francisco Water Department Contract No. WD-213RI, SFWD-Millbrae Headquarters - Phase IIA, North Shops-Fuel Island. (Public Utilities Commission)

File 61-93-7, Resolution No. 24-94

Adopted.

[State Disability Insurance Program]

Resolution authorizing enrollment of Classification 0595 Fiscal Systems and Services Coordinator in the State Disability Insurance Program. (Employee Relations Division)

File 89-93-10, Resolution No. 27-94

Adopted.

[Automated Criminal Arrest and Case Disposition]

Resolution authorizing the Sheriff to accept and expend grant funds, in an amount not to exceed \$20,000 from the California Department of Justice, to provide automated criminal arrest and case disposition reporting from the City and County of San Francisco to the Department of Justice, pursuant to Sections 13150 et seq. of the California Penal Code; waiving indirect costs. (Sheriff)

File 152-93-5.1, Resolution No. 30-94

Adopted.

[Extend Family Mosaic Medi-Cal Capitation Contract]

Resolution authorizing the Department of Public Health to extend a contract with the State Department of Health Services to continue a Pilot Medicaid/Mental Health Delivery System for five months (February 1, 1994 through June 30, 1994), to coincide with the Fiscal Year. (Department of Public Health)

File 172-93-4.1, Resolution No. 32-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### REGULAR CALENDAR

#### UNFINISHED BUSINESS

#### Consideration of Mayor's Veto

Refused Adoption; Mayor's Veto Sustained

(Supervisor Leal dissenting in Committee.)

[Matrix Citations]

Resolution urging the District Attorney to discharge matrix citations with no evidentiary basis and urging the Municipal Court to recall bench warrants where matrix citations have been discharged by the District Attorney. (Supervisors Hallinan, Alioto, Bierman)

File 310-93-1, Resolution No.

(December 20, 1993 - Adopted;

December 29, 1993 - Returned to Board by Mayor, disapproved.

January 3, 1994 - Consideration continued to January 10, 1994.)

The Clerk stated "Shall the resolution, notwithstanding the Mayor's veto, be adopted?"

The roll was called and it was refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Migden, Shelley - 5.

Noes: Supervisors Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher - 6.

#### Recommendations of Budget Committee

Finally Passed

[Amend Annual Appropriation Ordinance]

Ordinance amending Ordinance 298-93 (Annual Appropriation Ordinance) relating to adjustment of fringe benefits rates and appropriations thereof. (Supervisor Migden)

File 101-93-2.3, Ordinance No. 34-94

(Adds Section 10.5.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Amend Annual Appropriation Ordinance]

Ordinance amending Ordinance 298-93 (Annual Appropriation Ordinance) relating to allocation and use of

local public safety revenues and expenditures. (Supervisor Migden)

File 101-93-2.4, Ordinance No. 35-94

(Adds Section 10.6.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Recreation and Park]

Ordinance appropriating \$189,503, Recreation and Park Department, for permanent salaries-miscellaneous, for the Zoo Partnership Agreement; funded from the General Fund Reserve, for fiscal year 1993-94. (Controller)

File 101-93-43, Ordinance No. 39-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

[Appropriation, Police Department]

Ordinance appropriating \$1,677,799, Police Department, for permanent salaries, related fringe benefits, contractual services and materials and supplies for the creation of three positions for Fiscal Year 1993-94, subject of previous budgetary denial, for additional police services and three support staff; funded from General Fund Reserve, for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-50, Ordinance No. 41-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Public Employment, Add Three Positions, Police]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of three positions in the Police Department; companion measure to File 101-93-50. (Supervisor Alioto)

File 102-93-16, Ordinance No. 42-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Public Defender, Superior Court]

Ordinance appropriating \$500,000, for fees and other compensation for Public Defender and Superior Court for Fiscal Year 1993-94, for capital defense costs; subject of previous budgetary denial; funded from General Fund Reserve. (Supervisor Alioto)

File 101-93-52, Ordinance No. 43-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

(Supervisor Alioto dissenting in Committee.)

[Appropriation, General Assistance]

Ordinance appropriating \$100,000, Department of Social Services, for non-personal services to implement

Fingerprinting Program; funded from General Fund Reserve, for fiscal year 1993-94. (Controller)

File 101-93-63.1, Ordinance No. 44-94

Finally passed by the following vote:

Ayes: Supervisors Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisors Alioto, Bierman - 2.

(Supervisor Alioto dissenting in Committee.)

[Appropriation, Tax Collector Enhancements]

Ordinance appropriating \$112,908, Treasurer/Tax Collector for permanent salaries, mandatory fringe benefits and equipment for the creation of two positions for tax collector enhancements; funded from Board Reserve, for fiscal year 1993-94. (Controller)

File 101-93-66, Ordinance No. 46-94

Finally passed by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Alioto - 1.

(Supervisor Alioto dissenting in Committee.)

[Public Employment, Add Two Positions, Treasurer/Tax Collector]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of two positions in the Treasurer/Tax Collector Department; companion measure to File 101-93-66. (Civil Service Commission)

File 102-93-15, Ordinance No. 47-94

Finally passed by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Alioto - 1.

Adopted

[Walden House Application for Grant, Youthbuild]

Resolution supporting Walden House in its application for a Department of Housing and Urban Development Grant entitled Youthbuild. (Supervisor Alioto)

File 13-93-46, Resolution No. 21-94

(January 3, 1994 - Consideration continued to January 10, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### NEW BUSINESS

#### Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Department of Public Works]

Ordinance appropriating and certifying \$94,063, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203; providing for ratification of action previously taken (Arkansas and Freelon Streets sewer replacement). (Controller)

File 101-93-51, Ordinance No.

Passed for second reading by the following vote:



Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation Police Department]

Ordinance appropriating \$4,400,000, Police Department, for permanent salaries and overtime, subject of previous budgetary denial; additional funding for uniform salaries and overtime; funded from Controller's Overtime Reserve (\$2.4 million) and General Reserve (\$2.0 million), placing \$700,000 on reserve. (Supervisor Alioto)

File 101-93-56, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[City Wide Radio System]

Resolution declaring the intent of the City and County to reimburse certain expenditures (radio communications system) from proceeds of future indebtedness; and approving and ratifying previous actions. (Supervisor Alioto)

File 170-93-11, Resolution No. 31-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Hold Harmless Agreements]

Ordinance amending Administrative Code, to authorize the Juvenile Probation Department to enter into hold harmless agreements with community service agencies supervising youth performing community service under an order of the Juvenile Court or under the supervision of the Juvenile Probation Department. (Juvenile Probation Department)

File 97-93-63, Ordinance No.

(Adds Section 1.43.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Grant - Ford Foundation]

Resolution authorizing the City Attorney to apply for, accept and expend \$20,000 from the Ford Foundation for support for the Code Enforcement Task Force; providing for ratification of action previously taken; waiving indirect costs; and placing \$8,000 on reserve. (City Attorney)

File 194-93-2, Resolution No. 34-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant - American Red Cross]

Resolution authorizing the Fire Department to accept and expend \$6,240 from the American Red Cross Northern California Disaster Preparedness Network for the technical review and typesetting of a Cantonese translation of the manual, and the start up costs of a modified NERT Program in Cantonese; waiving indirect costs; and ratifying action previously taken. (Supervisor Alioto)

File 140-93-4, Resolution No. 28-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant - American Red Cross]

Resolution authorizing the Fire Department to accept and expend \$9,335 from the American Red Cross Northern California Disaster Preparedness Network for the translation of the existing NERT Manual into Spanish and the start up costs of a modified NERT Program in Spanish; waiving indirect costs; and ratifying action previously taken. (Supervisor Alioto)

File 140-93-5, Resolution No. 29-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Parcel Map Appeal]

Hearing of persons interested in or objecting to the decision of the Director of Public Works by its letter dated December 16, 1993 disapproving Parcel Map of Lot 18 in Assessor's Block 775 for a 4-Unit Condominium Conversion at 924-930 Pierce Street.

File 59-93-2

(Appeal filed December 24, 1993.)

The following persons were sworn in and granted privilege of the floor:

Appellants:

Michael E. Murphy;  
Peter Lynch;  
James Reinhardt;  
Katherine Lehmann;  
Seth F. Posner;  
Eric Smith.

Respondents:

Denise Brady, representing Department of Public Works.

A rebuttal period was allowed.

The President then declared the hearing closed.

From the Clerk

Tabled

(Only one of the two following motions should be adopted.)

[Parcel Map]

Motion approving decision of the Director of Public Works, disapproving Parcel Map of Assessor's Block 775, Lot 18, proposed 4-unit condominium conversion at 924-930 Pierce Street between Golden Gate Avenue and McAllister Street; Lot 18 in Assessor's Block 775 in an RM-1 (Residential, Mixed); Low Density District.

File 59-93-2.1

Supervisor Kennedy, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Parcel Map]

Motion disapproving decision of the Director of Public Works, disapproving Parcel Map of Assessor's Block 775, Lot 18, proposed 4-unit condominium conversion at 924-930 Pierce Street between Golden Gate Avenue and McAllister Street; Lot 18 in Assessor's Block 775 in an RM-1 (Residential, Mixed); Low Density District.

File 59-93-2.2

Supervisor Maher, seconded by Supervisor Kennedy, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Findings]

Motion directing the Clerk of the Board to prepare findings relating to parcel map of proposed 4-unit condominium conversion of Lot 18, in Assessor's Block 775 of property located at 924-930 Pierce Street for consideration by the Board at its next meeting.

File 59-93-2.3

Supervisor Kennedy, seconded by Supervisor Migden, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, condominium conversion program, gun control;  
Shelley Salieri, matrix program;  
Margaret Verges, radiation, nerve gas studies;  
John Doe, schizophrenia;  
Glenn Nash, franchise regulations, Supercuts;  
Liz Nash, franchise regulations, Supercuts;  
Rodney, neighborhood forum.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

#### FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

#### Severed from For Adoption Without Committee Reference Calendar

Supervisor Bierman requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Old Mint Building]

Resolution urging the Federal Government to ((reopen)) keep the Old Mint Building open. (Supervisors Bierman, Shelley, Conroy, Leal, Alioto, Migden)

File 13-94-1, Resolution No. 20-94

(January 3, 1994 - Introduced in Board for consideration on January 10, 1994.)

Supervisor Bierman, seconded by Supervisor Hallinan, moved to amend title to read: "Urging the Federal Government to keep The Old Mint Building open."; amend the resolved clause to read: "Resolved, That the City and County of San Francisco strongly urges the Federal Government to keep The Old Mint open."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference

Adopted

[Commend, Center for Employment Training]

Resolution commending the Center for Employment Training for its 26 years providing cost efficient and high quality vocational training for citizens of the City and County of San Francisco. (Supervisor Leal)

File 6-94-1, Resolution No. 17-94

(January 3, 1994 - Introduced in Board for consideration on January 10, 1994.)

Adopted.

[State Legislation, Small Claims Filings]

Resolution approving sponsorship of state legislation that would extend statutory authority for the City and County of San Francisco to file actions in small claims court without being subject to the limitation on the number of filings exceeding \$2,500. (Supervisor Migden)

File 12-94-1, Resolution No. 18-94

(January 3, 1994 - Introduced in Board for consideration on January 10, 1994.)

Adopted.

[State Legislation, Local Penalty Assessment]

Resolution approving sponsorship of state legislation that would provide authority to create a local penalty assessment upon every fine imposed for running a red light traffic signal. (Supervisor Migden)

File 12-94-2, Resolution No. 19-94

(January 3, 1994 - Introduced in Board for consideration on January 10, 1994.)

Adopted.

[Innovative Homeless Demonstration Program Grant]

Resolution authorizing the Mayor to apply for a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed 1.5 million dollars for innovative project funding under

the Innovative Homeless Initiatives Demonstration Program authorized under Section 2 of the HUD Demonstration Act of 1993; there will be no direct or indirect costs associated with the acceptance of these grant funds. (Supervisor Leal)

File 68-94-1, Resolution No. 26-94

(January 3, 1994 - Introduced in Board for consideration on January 10, 1994.)

Adopted.

[Levi Strauss and Company]

Resolution urging Levi Strauss and Company to retain its Britania Division and Computer Data Center operations in San Francisco. (Supervisors Alioto, Kennedy, Migden)

File 176-94-1, Resolution No. 33-94

(January 3, 1994 - Introduced in Board for consideration on January 10, 1994.)

Adopted.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. An "Aye" vote is (a) a vote to find that the need to take action arose after the agenda was published (if the title is not printed on the agenda) and (b) a vote to adopt the measure. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-2, Resolution No. 4-94

(Angela Alioto, President, Board of Supervisors January 24 - 30; Carole Migden, member, Board of Supervisors, January 14 - 16; Lucille Abrahamson, member, Human Rights Commission, January 20 - 28; Edwin Lee, Director, Human Rights Commission, January 19 - 22, 1994.

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

#### IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following motions:

Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Kennedy, seconded by Supervisor Bierman, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kennedy, seconded by Supervisor Bierman, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Adopted

[Commend, Dr. Martin Luther King Jr. Middle School]

Resolution commending the Dr. Martin Luther King, Jr. Academic Middle School on the occasion of its Tenth Anniversary on January 14, 1994.

File 006-94-002, Resolution No. 3-94

Supervisors Bierman, Kennedy, Leal presented for immediate adoption.

Adopted.

[Commend, Police Officers, Chinatown Task Force]

Resolution honoring and recognizing Police Officers Steve Quon, Rowland Wing, Benny Fong, Robert Tayac, Albert Lum, Leon Sorhondo and Inspector Gary Jiminez for outstanding police work in the apprehension of gang members wanted for multiple crimes committed in the Chinatown neighborhood; and urging the Mayor to urge the San Francisco Police Department to give these officers the Meritorious Conduct Award.

File 006-94-003, Resolution No. 5-94

Supervisors Maher, Hsieh, Leal, Alioto presented for immediate adoption.

Adopted.

The foregoing items on the Imperative Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

#### OFF-CALENDAR LEGISLATION

#### ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Lease Amendment, San Francisco Giants]

Ordinance approving a fourth amendment to the Candlestick Park Lease between the City and County and the San Francisco Giants, which provides for the prepayment of a portion of the Giants' 1994 rent if necessary to finance stadium improvements. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the January 12, 1994 meeting.

File 065-94-001.

[Lease Amendment, San Francisco Forty Niners]

Ordinance approving a ninth amendment to the Candlestick Park Lease between the City and County and the San Francisco Forty Niners, which provides for the prepayment of a portion of the Forty Niners' 1994 rent if necessary to finance stadium improvements. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the January 12, 1994 meeting.

File 065-94-002.

[Firearms and Ammunition Business Tax]

Ordinance amending Part III of the Municipal Code by amending Section 905-A to exclude businesses selling firearms and ammunition from the Small Business Exemption and amending Sections 1004.17, 1004.18 and 1005.3 to establish a new business classification for firearm and ammunition sales, to increase the tax rate for this classification from .3 percent to 3 percent as of January 1, 1994 and to exclude businesses with gross receipts from the sale of firearms and ammunition from eligibility for the Small Business Exemption. Supervisor Migden presented. Referred to Budget Committee.

File 127-94-001.

[Cost Analysis of Memorandum of Understanding]

Ordinance requiring the Department of Human Resources to provide the Board of Supervisors with an itemized accounting of the costs of any memorandum of understanding submitted to the Board of Supervisors for ratification or award by arbitration pursuant to collective bargaining. Supervisor Kaufman presented. Referred to Government Efficiency/Labor Committee.

File 222-94-001.

Referred to Board

[Proclaim, Cafe Poetry and Arts Month]

Resolution declaring the month of November to be Cafe Poetry and Arts Month in the City and County of San Francisco and urging the Convention and Visitors Bureau to advertise internationally this annual event in recognition of the valuable role played by cafe artists in San Francisco. Supervisors Alioto, Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 004-94-002.

[Commend, Reggie Williams]

Resolution commending Reggie Williams for his outstanding contributions to the fight against the AIDS epidemic at a local, state, national and international level. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 006-94-004.

Referred to Committee

[Free Muni Rides Week]

Resolution urging the Mayor to urge City Departments to implement a one-week test of free Muni rides for all passengers and to design benchmarks to gauge any increases in ridership, any increased efficiency in serving Muni routes and any decreased traffic and congestion. Supervisor Shelley presented. Referred to Budget Committee.

File 007-94-001.

[800 Megahertz Communication System]

Resolution urging the Mayor to urge the Public Utilities Commission to request the Municipal Railway to opt into the new 800 megahertz communication system. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 007-94-002.

Referred to Board

[State Legislation, Disabled Person Placards]

Resolution authorizing the State Legislative Representative to pursue legislation adding Sections 22511.27 and 22652.55 to the California Vehicle Code permitting towing of vehicles displaying disabled person placards reported lost, stolen or issued to deceased persons. Supervisor Migden presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 012-94-005.

[State Marketing Orders]

Resolution urging the State Director of Agriculture to refuse to establish any marketing order or regulation that bans the sale of fruit or small fruit with cosmetic blemishes without studying the potential impact such action may have in denying affordable fruit to low income consumers. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 012-94-006.

[Aid to Families with Dependent Children Grants]

Resolution opposing Governor Pete Wilson's proposed reductions in Aid to Families with Dependent Children grants. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 012-94-007.

[Chiapas, Mexico Uprisings]

Resolution urging the United States Department of State to investigate allegations of human rights violations in Chiapas, Mexico. Supervisors Bierman, Leal, Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 013-94-002.

Referred to Committee

[Federal Crime Bill]

Resolution supporting passage of the Federal Crime Bill and additional controls on the sale and purchase of firearms and urging the development of a comprehensive strategy to address crime and crime prevention in San Francisco. Supervisor Migden presented. Referred to Health/Public Safety/Environment Committee.

File 013-94-003.

Referred to Board

[Condom Use Advertisements]

Resolution urging the Secretary of the Department of Health and Human Services to include condom use advertisements specifically targeting gay and bisexual men and minority youth as part of the Condom Use Advertising Campaign. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 013-94-004.

[National Poetry Day]

Resolution urging the San Francisco Congressional Delegation and Senators Dianne Feinstein and Barbara Boxer to introduce legislation declaring the third Tuesday of November as National Poetry Day. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 013-94-005.

Referred to Committee

[Neighborhood Crime Prevention]

Resolution urging the Mayor's Criminal Justice Council to issue a request for proposals for a comprehensive program of community organizing to prevent crime. Supervisor Migden presented. Referred to Health/Public Safety/Environment Committee.

File 068-94-002.

Referred to Board

File 174-94-001. [Task Force on Prostitution, Add One Member] Resolution amending the Task Force on Prostitution to add one representative of the Prevention Research Center (a prostitution prevention, intervention and research organization). Supervisor Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.



Referred to Committee

[Jail Facility, 850 Bryant Street]

Resolution amending Resolution No. 96-90 which describes the site and funding of the City's new facility at 850 Bryant Street, by deleting the statement of intent by the Board of Supervisors that all the inmates living in the new facility shall be enrolled and participating in a work furlough program. Supervisor Alioto presented. Referred to Budget Committee.

File 195-94-001.

[Drug Court, Creation of]

Resolution supporting the creation of a drug court for purposes of diverting non-violent drug offenders into rehabilitation programs. Supervisor Migden presented. Referred to Health/Public Safety/Environment Committee.

File 213-94-001.

[Base Conversion, Public Benefit Corporation]

Resolution endorsing the concept of a public benefit corporation to assist with the conversion of military bases in San Francisco and directing the Redevelopment Agency, City Attorney and Mayor's office to begin work to determine the steps necessary to create such a corporation. Supervisor Shelley presented. Referred to Select Committee on the Conversion of the Presidio, Hunters Point Naval Shipyard and Treasure Island.

File 244-94-001.

Requests for Hearings:

[Indemnification Claim, Roland Alcantara]

Hearing to consider the indemnification claim of City employee, Roland Alcantara, in the amount of \$500. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 051-93-003.02.

[Municipal Railway/Police Department]

Hearing on the alleged mistreatment of Mr. Gregory Wiggins when he was arrested by the Police Department. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 007-94-003.

[Northeast Lodge Closure]

Hearing to consider the proposed closure of the Northeast Lodge residential psychiatric treatment facility. Supervisors Hallinan, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 030-94-003.

[Surcharge on Taxicab Fares]

Hearing to consider amending Police Code Sections 1135 and 1138 to provide for a 10 cent surcharge on taxicab fares and amending Part III of the Municipal Code by adding Article 15 to impose a surcharge on taxi fares. Supervisor Migden presented. Referred to Budget Committee.

File 121-94-002.

[Juvenile Justice Task Force Report]

Hearing to consider the findings of the Juvenile Justice Task Force report. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 214-94-001.

[Youth Guidance Center Long Term Solutions, Bonds]

Hearing to consider long term solutions for the Youth Guidance Center, including discussion of a November bond issue. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 214-94-002.

[Youth Guidance Center Short Term Fixes]

Hearing to consider short term fixes to the Youth Guidance Center as outlined in the Juvenile Justice Task Force Report with an emphasis on public safety and restoring a rehabilitative atmosphere to the Youth Guidance Center. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 214-94-003.

[Job Corps Center, Treasure Island]

Hearing to consider the creation of a regional Job Corps Center on Treasure Island. Supervisor Shelley presented. Referred to Select Committee on the Conversion of the Presidio, Hunters Point, Naval Shipyard and Treasure Island.

File 244-94-002.

#### Motion

Referred to Board

[Needle Exchange Program Emergency Declaration]

Motion concurring in the determination of the Mayor for the continued need for the Declaration of Emergency in connection with the Needle Exchange Program. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 18, 1994.

File 030-94-001.01.

#### Introduced by the President at the Request of Departments

#### Ordinances Referred to Committee

File 101-93-70. [Appropriation, Police Dept./Citizen Complaints] Ordinance appropriating \$61,420, Office of Citizen Complaints, Police Department, from the General Fund Reserve, to restore three positions for Fiscal Year 1993-94; subject of previous budgetary denial. (Companion measure to File 102-94-1). RO #93193 (Controller) Referred to Budget Committee.

File 101-93-71. [Appropriation, Art Commission] Ordinance appropriating \$760,548, Art Commission, of Hotel Tax Funds to the Cultural Equity Endowment Funds for Fiscal Year 1993-94; (includes two positions, equipment purchase, other non-personal services and materials and supplies). RO #93192 (Controller) Referred to Budget Committee.

File 101-93-72. [Appropriation, Dept. of Public Health (SFGH)] Ordinance appropriating \$20,000,000, San Francisco General Hospital, to allow to participate in the SB 1255 Disproportionate Share Payment Program through the California Medical Assistance Commission during Fiscal Year 1993-94; funded from Disproportionate Share Program Revenues. RO #93194 (Controller) Referred to Budget Committee.

File 101-93-73. [Appropriation, Dept. of Social Services] Ordinance appropriating \$632,561, Department of Social Services, of federal and state revenues for an expanded GAIN program for Fiscal Year 1993-94; (includes seven positions, payments to non-profit service providers and GAIN clients, equipment and materials and supplies). RO #93195 (Controller) Referred to Budget Committee.

File 102-93-19. [Police Dept., Restoration of Three Positions] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the restoration of three positions in the Office of Citizen Complaints of the Police Department; companion measure to File 101-93-70. (Civil Service Commission). Referred to Budget Committee.

File 102-93-20. [Art Commission, Add Two Positions] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of two positions in the Art Commission. (Civil Service Commission) Referred to Budget Committee.

#### Resolutions Referred to Committee

File 033-94-001. [Appointment to SF Stadium, Inc. Board of Directors] Resolution confirming Mayor's Appointment of Susan M. Loder, to the San Francisco Stadium Incorporated, Board of Directors, for the term to expire March 1, 1994, vice Samuel R. Friedman, deceased. (Mayor) Referred to the Rules Committee.

File 040-94-001. [Add Residential Parking Area "H", Lakeside Area] Resolution adding to the list of streets of Residential Permit Parking Area "H" in the Lakeside Area upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 089-94-001. [SDI Coverage for Class 1365 and 1372] Resolution authorizing enrollment of Classifications 1365 Special Assistant VI, and 1372 Special Assistant XIII, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency and Labor Committee.

File 089-94-002. [SDI Coverage for Class 1370 and 1371] Resolution authorizing enrollment of Classifications 1370 Special Assistant XI, and 1371 Special Assistant XII, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency and Labor Committee.

File 148-94-001. [Surface Transportation Program (STP) Grant] Resolution authorizing the Director of Public Works to retroactively apply for, accept and expend up to \$1,997,000 in federal Surface Transportation Program funds for public works projects. (Department of Public Works) Referred to Government Efficiency and Labor Committee.

File 212-94-001. [Ballot Measure-Combined Emergency Dispatch Center] Resolution submitting to the qualified electors of the City and County of San Francisco a proposition authorizing the City to enter into lease financing arrangements for the construction of a combined dispatch center and the acquisition of related equipment, including a computer-aided dispatch system, for police, fire, and emergency medical services. (Chief Administrative Officer) Referred to Rules Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney draft legislation which would provide the same rights granted under the federal and state Family Leave Acts to all San Francisco City employees registered as domestic partners.

By Supervisor Alioto, that City Attorney prepare resolution in support of the Department of Public Health's restructuring plan.

By Supervisor Conroy, that City Attorney draft resolution urging the Mayor to consolidate all monies dedicated to combatting graffiti under the Department of Public Works for the Fiscal Year 1994-95 Budget.

By Supervisor Conroy, that letter be sent to Director of Public Works inquiring whether the Department has investigated the use of laser technology to remove graffiti and requesting report and recommendations concerning this method.

By Supervisor Conroy, that City Attorney prepare resolution urging the State Lobbyist to pursue remedial changes to State law so that repeat runaways from a group home, with certain exceptions, is defined as and will constitute a "failure of probation".

By Supervisor Conroy, that City Attorney prepare resolution adopting finding that a minor who has three separate, sustained petitions in a twelve month period not be recommended for group home placement.

By Supervisor Conroy, that City Attorney draft resolution adopting the finding that minors who commit violent felonies as defined in Penal Code Section 667.5(c) not be recommended for group home placement, including the removal from a group home of minors who, while in an "Out of Home Placement" commit such acts.

By Supervisor Conroy, that City Attorney draft resolution adopting a "Three Strikes" rule (three runaways from group home placement) and, with exceptions, group home placement no longer be available as a placement option for the youthful offender.

By Supervisor Conroy, that City Attorney draft resolution urging the Juvenile Probation Department, Juvenile Court and San Francisco Police Department immediately deal with the issue of runaways from group homes, to tighten security measures at group homes, and urging reform of the present system where little is done to immediately recapture the runaway minor or to hold the minor accountable for leaving the group home.

By Supervisor Conroy, that City Attorney draft resolution urging an exploration and study of effectiveness of group homes and community-based organizations utilized and funded by the City and to set standards for measurable goals and expectations, accountability and outcomes and placing a focus on a continuum of services.

By Supervisor Conroy, that City Attorney draft resolution urging the adoption of the concept of using multidisciplinary teams (Juvenile Probation, Mental Health, Health, Education, Department of Social Services and the Police Department) to share information, to work on early intervention programs for youth and their families, and to have such units working in schools and neighborhoods targeting youth from ages six through 13 and urging the State and Federal Lobbyists to pursue any available monies for such purposes.

By Supervisor Conroy, that City Attorney draft resolution urging the exploration of youthful offender programs specifically targeted for young women and focusing on the special needs of teenage females who come into contact with the Juvenile Justice system and urging the State and Federal Lobbyists to pursue all available monies in this regard.

By Supervisor Conroy, that City Attorney draft resolution urging the State Lobbyist to work toward

changes in State law to deal appropriately with repeat violent youthful offenders.

By Supervisor Conroy, that City Attorney draft resolution urging an exploration of the effectiveness of early intervention programs and urging the City to pursue all avenues to expand youth services and programs for youth in San Francisco and urging the State and Federal Lobbyists to research and pursue all available monies in this regard.

By Supervisor Conroy, that City Attorney draft resolution urging an exploration of the use of Hidden Valley Ranch as a detention facility for youthful offenders and the availability of Federal or State money for such project.

By Supervisor Conroy, that City Attorney draft resolution urging the State and Federal Lobbyists to ensure that the Mayor and the Board of Supervisors are informed of all available grant monies for juvenile justice issues, including day camp, boot camp, habitual offender programs, as well as intensive supervision programs.

By Supervisor Conroy, that City Attorney draft resolution urging the Mayor to continue the work of the Juvenile Justice Task Force by impaneling a committee to monitor the progress of reform measures outlined in its report and to make monthly reports to the Mayor and Board of Supervisors on progress and problems.

By Supervisor Conroy, that City Attorney prepare ordinance to amend the curfew law consistent with the law in Dallas, which withstood legal challenge and a legal briefing on the curfew law in Houston which is responsible, in part, for a 22 percent reduction in juvenile crime.

By Supervisor Hallinan, that City Attorney prepare ordinance which would narrow Charter Section 7.204(d) to establish a constitutional requirement that public works contractors hire local residents.

By Supervisor Hallinan, that City Attorney prepare ordinance which would impose a moratorium on enforcement of Planning Code and other land use regulations relating to secondary (in-law) units in cases where there are no violations of health, fire and safety codes.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Thomas Blackwell (Supervisor Alioto)  
Cora Paterson (Supervisors Maher, Bierman)  
Virginia Kelly (Supervisor Kennedy)  
Thomas O'Neal (Supervisor Kennedy)  
Luther Elarms (Supervisor Kennedy)  
Jerome Davis (Supervisor Shelley)  
Roland S. Meyerzove (Supervisor Bierman)  
Jay Ramirez (Supervisor Leal)

File 2-94-2

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 4:35 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 24, 1994.

Monday, January 10, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

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John L. Taylor  
Clerk of the Board of Supervisors



to room  
1/18/94

Tuesday, January 18, 1994

# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

\_\_\_\_\_  
Tuesday, January 18, 1994 - 2:00 p.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:21 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Noted absent at first roll call:

Supervisor Leal - 1.

Quorum present.

Supervisor Leal was noted present at 2:22 p.m.

Presentation of Guests

President Alioto introduced and welcomed Dave Aldape and a group of men from Alianza, a volunteer organization working with veterans and gang members and former gang members in the Mission with community activities.

President Alioto introduced and welcomed Alan Kaufman, poet, who is behind the move to declare the third Tuesday of November as National Poetry Day.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Maher, moved that the Journals of Proceedings for Monday, August 30, 1993, Tuesday, September 7, 1993, and Monday, January 3, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

CONSENT CALENDAR

Recommendation of Budget Committee

Finally Passed

[Appropriation, Department of Public Works]  
Ordinance appropriating and certifying \$94,063, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203; providing for ratification of action previously taken (Arkansas and Freelon Streets sewer replacement). (Controller)

File 101-93-51, Ordinance No. 52-94

Finally passed.

Passed for Second Reading

[Appropriation, Sheriff's Office]

Ordinance appropriating \$464,734, Sheriff's Office, for permanent salaries, fringe benefits, and other non-personal services for the creation of one position for the Sister Project, a comprehensive treatment program for female inmates with serious substance abuse problems; funded by the State Department of Alcohol and Drug Programs; providing for ratification of action previously taken. (Controller)

File 101-93-49, Ordinance No.

Passed for second reading.

[Public Employment, Add 1 Position/Sheriff's Department]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94), Sheriff's Office, reflecting the addition of one position (Classification 8304 Deputy Sheriff); companion measure to File 101-93-49. (Civil Service Commission)

File 102-93-18, Ordinance No.

Passed for second reading.

[Appropriation, Children/Youth/Families]

Ordinance appropriating \$1,300,710, Mayor's Office of Children, Youth and Their Families, for salaries, fringe benefits, medical services contracts, and rescinding \$1,300,710 for professional services for the Children's Fund; rescinding \$1,300,710 for salaries, fringe benefits, medical services contracts, for the General Fund, reassigning two positions from the General Fund to the Children's Fund. (Controller)

File 101-93-57, Ordinance No.

Passed for second reading.

[Public Employment, Add 2 Positions, Department of Public Health]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94), reflecting the addition of two positions in the Children's Fund (Classifications 2830 Public Health Nurse and 2930 Psychiatric Social Worker) and the deletion of one position (Classification 2830 Public Health Nurse) in the Public Health Central Office and the deletion of one position (Classification 2930 Psychiatric Social Worker) in the Community Mental Health; companion measure to File 101-93-57. (Civil Service Commission)

File 102-93-17, Ordinance No.

Passed for second reading.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation, C & T Management Services]

Ordinance authorizing settlement of C & T Management Services, Inc., et al. against the City and County, et al., by payment of \$80,000. (City Attorney)

File 45-93-90, Ordinance No. 49-94

(Superior Court No. 936-661)

Finally passed.

[Settlement of Litigation of Gladys Gardner]

Ordinance authorizing settlement of litigation of Gladys Gardner against the City and County by payment of \$59,000. (City Attorney)

File 45-93-91, Ordinance No. 50-94

(Superior Court No. 932-546)

Finally passed.

[Hold Harmless Agreements]

Ordinance amending Administrative Code, to authorize the Juvenile Probation Department to enter into hold harmless agreements with community service agencies supervising youth performing community service under an order of the Juvenile Court or under the supervision of the Juvenile Probation Department.

(Juvenile Probation Department)

File 97-93-63, Ordinance No. 51-94

(Adds Section 1.43.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Stop Signs]

Resolution designating certain intersections as "Stop" intersections; DPT Order No. 506. (Housing and Land Use Committee)

File 18-93-9, Resolution No. 45-94

Stop Signs - Establish

Delano and Navajo Avenues, northeast and southwest corners, stopping Navajo Avenue traffic (presently uncontrolled);

Drake Street and Winding Way, northeast and southwest corners, stopping Winding Way traffic (presently uncontrolled);

Del Monte Street and Mount Vernon Avenue, northwest and southeast corners, stopping Del Monte Street traffic (presently uncontrolled);

Ellington and Mount Vernon Avenues, northwest and southeast corners, stopping Ellington Avenue traffic (presently uncontrolled);

Cayuga Avenue and Rome Street, northeast and southwest corners, stopping Rome Street traffic (presently uncontrolled);

Cayuga and Foote Avenues, northeast and southwest corners, stopping Foote Avenue traffic (presently uncontrolled);

Rome Street and Ottawa Avenue, northwest and southeast corners, stopping Rome Street traffic (presently uncontrolled);

Mount Vernon Avenue and Rome Street, northwest and southeast corners, stopping Rome Street traffic (presently uncontrolled);

Delano and Shawnee Avenues, northeast and southwest corners, stopping Shawnee Avenue traffic (presently uncontrolled);

Rae and Whipple Avenues, northwest and southeast corners, stopping Rae Avenue traffic (presently uncontrolled);

Larkin and Filbert Streets, northwest and southeast corners, stopping Larkin Street traffic (makes this an all-way stop);

22nd and Minnesota Streets, northwest and southeast corners, stopping Minnesota Street traffic (presently uncontrolled);

Chestnut and Octavia Streets, northeast and southwest corners, stopping Chestnut Street traffic (makes this an all-way stop);

Belvedere and Waller Streets, northeast and southwest corners, stopping Waller Street traffic (makes this an all-way stop);

Arguello Boulevard and Carl Street, northwest corner, stopping Arguello Boulevard traffic (presently uncontrolled);

Brazil and Naples Streets, northeast and southwest corners, stopping Brazil Street traffic (makes this an all-way stop);

Roosevelt Way and Loma Vista Terrace, southwest corner, stopping Roosevelt Way traffic (makes this all-way stop)

47th Avenue and Cabrillo Street, northwest and southeast corners, stopping 47th Avenue traffic (makes this an all-way stop);

Chenery and Elk Streets, northwest and southeast corners, stopping Elk Street traffic (makes this an all-way stop);

22nd and Tennessee Streets, northwest and southeast corners, stopping Tennessee Street traffic (presently uncontrolled).

Adopted.

[Parking Regulations]

Resolution enacting and rescinding parking regulations at various location; DPT Order No. 506. (Housing and Land Use Committee)

File 19-93-12, Resolution No. 46-93

Tow-Away, No Parking Anytime - Establish

Joost Avenue, south side, between Hazelwood and Ridgewood Avenues.

No Parking Anytime - Establish

Boutwell Street, dead-end portion north of Bayshore Boulevard, from east line to 20 feet westerly (20-foot zone at #123 Boutwell Street, adjacent to I-280);

Alemay Boulevard, west side, from Seneca Avenue to 43 feet northerly (43-foot zone);

Alemay Boulevard, east side, from Seneca Avenue to 33 feet southerly (33-foot zone).

No Parking Anytime - Rescind

Edgehill Way, from south end of driveway at #113 Edgehill Way to 30 feet southerly (30-foot zone).

Motorcycle Parking Only (No Time Limit) - Rescind

19th Avenue, west side, from 320 feet to 420 feet south of Holloway Avenue;

Motorcycle Parking Only (No Time Limit) - Establish

19th Avenue, west side, from 320 feet to 420 feet north of Holloway Avenue.

Adopted.

[Traffic Regulations]

Resolution enacting and rescinding of traffic regulations on various streets; DPT Order No. 506. (Housing and Land Use Committee)

File 20-93-12, Resolution No. 47-93

Multiple Turn Lane - Rescind

Franklin Street, northbound, left turn at Turk Street.

Tow-Away, No Stopping Anytime - Establish

Jackson Street, south side, from Taylor Street to 25 feet easterly (25-foot zone);

Howard Street, north side, from 290 feet to 480 feet west of 3rd Street (190-foot zone along outside portion of island).

Tow-away, No Stopping Anytime, Except Taxis - Establish

Howard Street, north side, from 80 feet to 190 feet west of 3rd Street (110-foot zone within the parking bay).

Tow-away, No Stopping 7 a.m. - 6 p.m., Monday through Friday - Establish

Silver Avenue, north side, between Bayshore Boulevard and Charter Oak Avenue (32-foot zone).

One-Way Street - Establish

Peralta Avenue, westbound, on lower roadway, west of Florida Street (permits parking on the north and west sides of Peralta Avenue).

No U-Turn - Establish

Holloway Avenue, westbound, at 19th Avenue;

Holloway Avenue, eastbound, at Junipero Serra Boulevard;

Holloway Avenue, at Junipero Serra Boulevard (service road);

Holloway Avenue, at Stratford Drive;

Holloway Avenue, at Denslow Drive.

No Turn on Red - 9 a.m. - 6 p.m., Monday through Friday - Establish

Larkin Street, northbound, at Bush Street.

No Turn on Red - Establish  
Folsom Street, eastbound at 4th Street.

Yield Signs - Establish  
Army Street, westbound, at Pennsylvania Avenue;  
Pennsylvania Avenue, southbound, at Army Street.

Tall Vehicle (Over 6 feet) Restriction - Establish  
Rhode Island Street, east side, from Southern Heights Boulevard to 80 feet southerly (80-foot zone).

Adopted.

[Residential Parking Area "F", Jordan Park/Presidio]  
Resolution revising time limitations for certain streets within Residential Permit Parking Area "F", in the Jordan Park/Presidio Heights Area. (Department of Parking and Traffic)

File 40-93-13, Resolution No. 48-94

Adopted.

[Extend Residential Parking Area "U", South of Market]  
Resolution extending the boundaries of Residential Permit Parking Area "U" in the South of Market Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-14, Resolution No. 49-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### REGULAR CALENDAR

#### UNFINISHED BUSINESS

#### From the Clerk

Adopted

[Parcel Map Findings/924-930 Pierce Street]  
Motion adopting findings in support of the decision of the Board of Supervisors to disapprove the decision of the Director of Public Works, who disapproved the granting of a parcel map of Assessor's Block 775, Lot 18, a proposed 4-Unit Condominium Conversion at 924- 930 Pierce Street between Golden Gate Avenue and McAllister Street, making Prop M findings, and granting to the applicants a parcel map for this parcel. (Clerk of the Board)

File 59-93-2.4

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### Recommendation of Budget Committee

Finally Passed

[Appropriation Police Department]  
Ordinance appropriating \$4,400,000, Police Department, for permanent salaries and overtime, subject of previous budgetary denial; additional funding for uniform salaries and overtime; funded from Controller's Overtime Reserve (\$2.4 million) and General Reserve (\$2.0 million), placing \$700,000 on reserve. (Supervisor Alioto)

File 101-93-56, Ordinance No. 53-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

From Budget Committee Without Recommendation

Adopted as Amended

[Municipal Railway Fare Increases]

Resolution making a finding concerning proposed revisions of the Municipal Railway fare schedule ((relating to senior and disabled discount fares)). (Supervisors Hsieh, Bierman)

File 7-93-16, Resolution No. 37-94

(December 20, 1993 - Consideration continued to January 18, 1994.)

Supervisor Hsieh, seconded by Supervisor Conroy, moved an amendment of the whole entitled, "Resolution making a finding concerning proposed revisions of the Municipal Railway fare schedule."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as Amended

[Municipal Railway Fare Increases]

Resolution approving a revised fare schedule for the Municipal Railway ((; Senior and Disabled discount fares)) transfers, three-day grace period for fast passes). (Supervisor Bierman)

File 7-93-16.1, Resolution No. 38-94

(December 20, 1993 - Consideration continued to January 18, 1994.)

Supervisor Hsieh, seconded by Supervisor Conroy, moved an amendment of the whole entitled, "Resolution approving a revised fare schedule for the Municipal Railway (transfers and three-day grace period for fast passes)."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Called from Budget Committee by Supervisor Hallinan

Tabled

[MUNI Transfers]

Resolution urging the Mayor to urge the Public Utilities Commission to retain transfers on the Municipal Railway and to restore the three-day grace period for all monthly fast passes. (Supervisors Hallinan, Bierman)

File 7-93-9.5, Resolution No.

(January 3, 1994 - Consideration continued to January 18, 1994.)

Supervisor Hallinan, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation for Audit of the Viacom Cablevision]  
Ordinance appropriating \$39,858 for non-personal services (audit of Viacom Cablevision) for the Board of Supervisors for fiscal year 1993-94 funded from General Fund Reserve (Board reserves), providing for ratification of action previously taken. (Controller)

File 101-93-36, Ordinance No.

(December 20, 1993 - Passed for second reading.  
January 3, 1994 - Rereferred to Budget Committee.)  
January 12, 1994 - Budget Committee recommends amendment of the whole.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Consideration Continued

[Appropriation - Treasurer/Tax Collector]  
Ordinance appropriating \$101,859, for services of other departments (Police Security Services) for the Treasurer/Tax Collector and appropriating \$101,859 for overtime for the Police Department for Fiscal Year 1993-94; funded from interest earnings; providing for ratification of action previously taken. (Controller)

File 101-93-38, Ordinance No.

Supervisor Hsieh, seconded by Supervisor Kaufman, moved to continue consideration to January 24, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Passed for Second Reading

[Appropriation, Department of Mental Health]  
Ordinance appropriating \$342,819, Department of Mental Health-Substance Abuse Services, for non-personal services; added funds from State Alcohol Program. (Supervisor Alioto)

File 101-93-59, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Quitclaim Deeds/Water Department Easement]  
Ordinance directing the City to quitclaim a certain portion of a Water Department easement in Alameda County to the underlying fee owners; authorizing the execution and delivery of two quitclaim deeds; authorizing the recordation of the quitclaim deeds; authorizing the Director of Property to make changes to the quitclaim deeds; authorizing City officials to execute and deliver any document necessary to implement this ordinance; and ratifying any action previously taken in connection with this ordinance. (Supervisor Alioto)

File 203-93-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Approving Giants Candlestick Park Lease Amendment]

Ordinance approving a fifth amendment to the Candlestick Park lease between the City and County and the San Francisco Giants, which provides for the prepayment of a portion of the Giants' 1994 rent if necessary to finance stadium improvements. (Supervisors Hsieh, Alioto)

File 65-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Approving Forty Niners Candlestick Park Lease Amendment]

Ordinance approving a ninth amendment to the Candlestick Park lease between the City and County of San Francisco and the San Francisco Forty Niners, which provides for the prepayment of a portion of the Forty Niners' 1994 rent if necessary to finance stadium improvements. (Supervisors Hsieh, Alioto)

File 65-94-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

(Supervisor Hsieh dissenting in Committee.)

[General Obligation Bonds, Unified School District]

Resolution determining and declaring the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvement, to wit: acquisition, construction and/or reconstruction of improvements for the San Francisco Unified School District, including facility upgrades, construction of new improvements, renovation of certain improvements to comply with the American Disabilities Act, removal and abatement of certain hazardous materials and acquisition of related equipment, that the estimated cost of \$95,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness. (Supervisor Alioto)

File 170-93-14, Resolution No. 50-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### Recommendations of Economic Vitality and Social Policy Committee

Adopted as Amended

[Policy, Juveniles in Possession of Weapons]

Resolution establishing City policy regarding juvenile possession of firearms, demanding that all violations of penal codes involving juveniles in possession of a weapon be required to be booked and detained at Juvenile Hall and that counseling be provided to the juvenile. (Supervisor Conroy)

File 274-93-3.2, Resolution No. 52-94

Supervisor Conroy, seconded by Supervisor Hsieh, moved to amend title, line four, after "Hall" by inserting "and that counseling be provided to the juvenile"; amend page two, line 14, by adding, "FURTHER RESOLVED, That the Probation Department is to seek and provide counseling for any juvenile involved in a gun-related or a gun possession incident".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Consideration Continued



[Juvenile Crime - Departmental Coordination]

Resolution urging the Mayor to urge the Police Department, the Municipal Railway and the Juvenile Probation Department to work cooperatively and network with the San Francisco Unified School District and private schools to inform the proper authorities of a juvenile student's involvement with crime committed in San Francisco, and urging the Mayor to urge the Police Department to report back to the Board of Supervisors in six months to determine the progress of such efforts. (Supervisor Conroy)

File 274-93-3.3, Resolution No.

Supervisor Conroy, seconded by Supervisor Bierman, moved to continue consideration to January 31, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hsieh, Migden - 2.

Adopted

[Juvenile Weapons Tracking]

Resolution urging the Mayor to urge the San Francisco Police Department to establish a system of tracking weapons confiscated from juveniles to determine their origin, to pursue an aggressive campaign with juveniles in possession of guns to cooperate with the Police Department to determine where the youth obtained the weapon, and to establish a tracking system to follow the disposition of juvenile gun possession and gun-related cases in the Police Department and the Juvenile Justice System to determine the effectiveness of the City's response to this crisis, and to make recommendations to the Mayor and the Board of Supervisors to more effectively combat the increase of armed juveniles on our streets. (Supervisor Conroy)

File 274-93-3.4, Resolution No. 53-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

[Juvenile Gun Possession]

Resolution urging the District Attorney to work with the San Francisco Police Department and Juvenile Probation Department to establish a program of aggressive pursuit and prosecution of juvenile gun possession and gun-related cases. (Supervisor Conroy)

File 274-93-3.5, Resolution No.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Recommendation of Health, Public Safety and Environment Committee

Adopted

[Child Abduction - Penalties and Registration]

Resolution urging the California Legislature to pass State legislation that would increase the penalties for persons convicted of violation of child abduction laws, and that would require convicted child abductors to register with local law enforcement agencies upon discharge from a penal facility. (Supervisors Alioto, Shelley, Leal)

File 12-94-4, Resolution No. 39-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Anne Fibush, crime, TV violence, children services;  
Dehnert Queen, local and regional transportation;  
Randy Hall, crime against homeless;  
Joseph Braverman, guns;

J. B. Zero, in favor of gun training support;  
Glenn Nash, oppose Supercuts in Noe Valley;  
Ken Nick, earthquake;  
Robert Pender, in favor of eviction ordinance.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Hallinan requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Task Force on Prostitution]

((Resolution amending the Task Force on Prostitution to add one representative of the Prevention Research Center (a prostitution prevention, intervention and research organization).)) (Supervisors Hallinan, Migden)

Resolution amending the Task Force on Prostitution to add one representative of a prostitution prevention, intervention and research organization.

File 174-94-1, Resolution No. 51-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Supervisor Hallinan, seconded by Supervisor Migden, moved an amendment of the whole entitled, "Resolution amending the Task Force on Prostitution to add one representative of a prostitution prevention, intervention and research organization."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Kaufman, Maher - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Kaufman, Maher - 3.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Proclaim, Cafe Poetry and Arts Month]

Resolution declaring the month of November to be Cafe Poetry and Arts Month in the City and County and urging the Convention and Visitors Bureau to advertise internationally this annual event in recognition of the valuable role played by cafe artists in San Francisco. (Supervisors Alioto, Shelley, Bierman)

File 4-94-2, Resolution No. 35-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Commend, Reggie Williams]

Resolution commending Reggie Williams for his outstanding contributions to the fight against the AIDS epidemic at a local, state, national and international level. (Supervisors Alioto, Migden, Shelley, Bierman)

File 6-94-4, Resolution No. 36-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

[State Legislation, Disabled Person Placards]

Resolution authorizing the State Legislative Representative to pursue legislation adding Sections 22511.27 and 22652.55 to the California Vehicle Code permitting towing of vehicles displaying disabled person placards reported lost, stolen or issued to deceased persons. (Supervisors Migden, Kaufman, Shelley, Bierman)

File 12-94-5, Resolution No. 40-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

In connection with the above item, Supervisors Kennedy, Shelley, Bierman requested to be added as co-sponsors.

[State Marketing Orders]

Resolution urging the State Director of Agriculture to refuse to establish any marketing order or regulation that bans the sale of fruit or small fruit with cosmetic blemishes without studying the potential impact such action may have in denying affordable fruit to low income consumers. (Supervisors Shelley, Kaufman)

File 12-94-6, Resolution No. 41-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

In connection with the above item, Supervisor Kennedy requested to be added as co-sponsor.

[Aid to Families with Dependent Children Grants]

Resolution opposing Governor Pete Wilson's proposed reductions in Aid to Families with Dependent Children grants. (Supervisors Alioto, Migden, Shelley, Kennedy, Bierman)

File 12-94-7, Resolution No. 42-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

In connection with the above item, Supervisors Migden, Shelley, Kennedy, Bierman requested to be added as co-sponsors.

[Chiapas, Mexico Uprisings]

Resolution urging the United States Department of State to investigate allegations of human rights violations in Chiapas, Mexico. (Supervisors Bierman, Leal, Hallinan)

File 13-94-2, Resolution No. 56-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

[Condom Use Advertisements]

Resolution urging the Secretary of the Department of Health and Human Services to include condom use advertisements specifically targeting gay and bisexual men and minority youth as part of the Condom Use Advertising Campaign. (Supervisors Alioto, Migden)

File 13-94-4, Resolution No. 43-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[National Poetry Day]

Resolution urging the San Francisco Congressional Delegation and Senators Dianne Feinstein and Barbara Boxer to introduce legislation declaring the third Tuesday of November as National Poetry Day. (Supervisor Alioto)

File 13-94-5, Resolution No. 44-94

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

[Needle Exchange Program Emergency Declaration]

Motion concurring in the determination of the Mayor for the continued need for the Declaration of Emergency in connection with the Needle Exchange Program. (Supervisors Alioto, Bierman)

File 30-94-1.1

(January 10, 1994 - Introduced in Board for consideration on January 18, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Kaufman, Maher - 3.

IMMEDIATE ADOPTION CALENDAR

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-3, Resolution No. 16-94

(Bill Maher, member, Board of Supervisors March 5 - 9 and 14 - 27; Carole Migden, member, Board of Supervisors, January 22 - 25; Ming Chang-O'Brien, member, Port Commission, January 12 - 16; Louette Colombano, member, Commission on the Status of Women, January 28 - February 8; Anne Halsted, member, Port Commission, January 25 - 28; Anson B. Moran, General Manager, Public Utilities Commission, January 6 - 9; Jane Morrison, Vice President, Social Services Commission, February 24 - March 6; A. Lee Munson, member, Civil Service Commission, January 6 - 9; Patrick A. Murphy, President, Airports Commission, January 11 - 12; Rudy Nothenberg, Chief Administrative Officer, January 10 - 11; Harry S. Parker, III, Director, Fine Arts Museums, January 28 - February 4; Roselyne C. Swig, member, Library Commission, January 11 - 22 and January 29 - February 3; Germaine Q. Wong, Registrar of Voters, January 17 - February 2, 1994.

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Kaufman, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Interest Rates on Security Deposits]

Substitute ordinance amending Administrative Code by amending Section 49.2 to change the amount of annual interest earned in security deposits from a simple five percent to the rate determined by the annual rental increase provisions, as defined by Administrative Code Section 37.3(a)(1) and rent board rules and regulations Section 1.12, in effect at the time said interest is payable. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 097-93-052.

[Appropriation, SB 855 Disproportionate Share]

Ordinance appropriating \$1,421,450, San Francisco General Hospital, in medical, medical care and insurance revenues to adjust the City's participation in SB 855 Disproportionate Share Payment program for fiscal year 1993-1994; includes revenue transfer to the General Fund and SB 855 match in other non-personal services. Supervisor Hsieh presented. Referred to Budget Committee.

File 101-93-075.

Referred to Board

[Managed Care Local Initiative Steering Committee]

Resolution urging the Managed Care Local Initiative Steering Committee for San Francisco to appoint a representative of professional nursing to the steering committee. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 24, 1994.

File 030-94-005.

[Task Force on Prostitution, Add Two Members]

Resolution amending the Task Force on Prostitution to add two additional members, including one at-large member from the legal community and one unspecified at-large member and amending quorum for conduct of business and all voting to reflect simple majority of expanded membership. Supervisors Hallinan, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar January 24, 1994.

File 174-94-001.01.

Referred to Committee

[Senior Escort Program Funding]

Resolution urging the Mayor to provide the supplemental appropriation needed to fully staff the Senior Escort Program. Supervisors Hallinan, Bierman, Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 217-94-001.

Referred to Board

[Youth Employment Program]

Report from the Controller on the budget of the Pilot Year-round Youth Employment Program. Supervisor Kennedy presented. At the direction of the President, scheduled for consideration on January 24, 1994.

File 216-94-001.

Requests for Hearings:

[Highway Construction, Retrofit in Earthquake Zones]

Hearing to consider how highways are constructed and retrofitted in earthquake zones. Supervisors Bierman, Alioto, Maher presented. Referred to Housing and Land Use Committee.

File 085-94-001.

[Curfew Ordinance]

Hearing to consider whether the current curfew law is effective or needs to be amended to raise the age covered and to determine whether there is adequate requirement for parental responsibility and assistance in the enforcement of our curfew law. Supervisors Leal, Alioto, Conroy presented. Referred to Health/Public Safety/Environment Committee.

File 121-94-003.

[Peninsula Corridor Joint Powers Board Agreement]

Hearing to consider amending the Peninsula Corridor Joint Powers Board Agreement to replace the Public Utilities Commission as a representative from San Francisco. Supervisor Hsieh presented. Referred to Budget Committee.

File 172-94-002.

[Unreinforced Masonry Building Program]

Hearing to consider the unreinforced masonry building program regulations and bond legislation. Supervisor Hsieh presented. Referred to Joint Budget and Housing and Land Use Committee.

File 186-94-001.

[Local Building Contract Awards]

Hearing to consider awards to out of state contractors of local buildings, including the Museum of Modern Art, county jail, library and other buildings. Supervisor Alioto presented. Referred to Government Efficiency/Labor Committee.

File 215-94-001.

[Parolee Issues]

Hearing to consider parolee issues facing San Francisco, the City's response to the parolee population and state legislation. Referred to Health/Public Safety/Environment Committee.

File 218-94-001.

[Presidio, Hetch Hetchy Electricity]

Hearing to consider the use of Hetch Hetchy generated electricity at the Presidio. Supervisor Alioto presented. Referred to Select Committee on the Conversion of the Presidio, Hunters Point Naval Shipyard and Treasure Island.

File 244-94-003.

[Presidio, Non-public Acquisition of Land Use]

Hearing to consider allegations of non-public acquisition of land use rights to the Presidio. Supervisor Alioto presented. Referred to Select Committee on the Conversion of the Presidio, Hunters Point Naval Shipyard and Treasure Island.

File 244-94-004.

Motions:

Referred to Committee

[Prop O Meeting - Bayview/Hunters Point]

Motion ordering the March 10, 1994 meeting of the Select Committee on Base Closures of the San Francisco Board of Supervisors to be held in the Bayview/Hunters Point Neighborhood, at 6:30 PM. Supervisor Shelley presented. Referred to Rules Committee.

File 054-94-001.

[Prop O Meeting - Western Addition]

Motion ordering the March 22, 1994 meeting of the Health, Public Safety and Environment Committee of the San Francisco Board of Supervisors to be held at the Ella Hill Hutch Community Center, 1050 McAllister Street, at 6:30 PM. Supervisor Shelley presented. Referred to Rules Committee.

File 054-94-002.

Referred to Board

[Final Map, 940 Natoma Street]

Motion approving final map of 940 Natoma Street, a live-work condominium, being a resubdivision of Lot 32 in Assessor's Block 3510, and adopting findings pursuant to City Planning Code Section 101.1. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 24, 1994.

File 058-94-001.

Referred to Committee

["Zero Base" Budget Analysis]

Motion directing the Clerk of the Board of Supervisors to submit a supplemental appropriation to the Mayor for funds necessary to do a "zero base" budget analysis of the General Fund budget of the City and County of San Francisco. Supervisors Hsieh, Alioto, Migden, Maher, Shelley, Leal presented. Referred to Budget Committee.

File 069-94-001.

Referred to Board

[Hetch Hetchy Electricity - Presidio]

Motion directing the Budget Analyst to report on the fiscal impact to the City and County of San Francisco of Hetch Hetchy generating electricity to the Presidio of San Francisco. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 24, 1994.

File 165-94-001.

[Public Service - Presidio]

Motion directing the Budget Analyst to report on the fiscal impact to the City and County of San Francisco for providing public services to the Presidio of San Francisco. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 24, 1994.

File 165-94-002.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-074. [Appropriation for the Art Commission] Ordinance appropriating \$760,548, Art Commission, Hotel Tax Funds to the Cultural Equity Endowment Fund for Fiscal Year 1993-94 (includes two positions), equipment purchase, other non-personal services and materials and supplies); companion measure to File 102-93-20. RO #93192 (Controller) Referred to the Budget Committee.

File 102-93-021. [Public Employment, Treasurer/Tax Collector] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance), Treasurer/Tax Collector, reflecting the addition of four positions classifications (4222 Sr. Personal Property Auditor, 4220 Personal Property Auditor, 1426 Senior Clerk Typist and 1632 Senior Account Clerk). (Department of Human Resources) Referred to the Budget Committee.

File 045-94-001. [Settlement of Litigation, William Carl Cassio] Ordinance authorizing settlement of litigation of William Carl Cassio against the City and County of San Francisco by payment of \$18,000. (Superior Court No. 950-111) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 047-94-001. [Management Agreement, Civic Center Plaza Garage] Ordinance approving and adopting Civic Center Plaza Garage legal documents and authorization for management agreement. (Real Estate Department) Referred to Housing and Land Use Committee.

File 065-94-003. [Lease Agreement, Osgood Warehouse Company and Port] Ordinance approving lease agreement between Osgood Warehouse Company dba San Francisco Port Cargo Sourcing (Exchange) Co. and the City and County of San Francisco, operating by and through the San Francisco Port Commission for import/export cargo warehousing and sourcing; and non-contiguous extension of Foreign Trade Zone #3. (Port of San Francisco) Referred to Government Efficiency/Labor Committee.

File 065-94-004. [Lease Agreement, Park Express and Port] Ordinance approving lease agreement between Park Express and the City and County of San Francisco, operating by and through the San Francisco Port Commission for parking lot operations at Seawall Lot 330 and Pier 30, located at the Port of San Francisco. (Port of San Francisco) Referred to Government Efficiency/Labor Committee.

Resolutions Referred to Committee

File 030-94-004. [CHIP Program Funds for Fiscal Year 1993-94] Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents Program (CHIP) Funds for Fiscal Year 1993-94 and that the chairperson or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of the Proposed Expenditure of CHIP Funds for Fiscal Year 1993-94. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 040-94-002. [Extend Residential Parking Area "U", So. of Market] Resolution extending the boundaries of Residential Permit Parking Area "U" in the South of Market Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 064-94-001. [Lease Amendment, 160 Van Ness Avenue] Resolution authorizing the execution of a lease amendment of an existing lease of real property at 160 Van Ness Avenue for the Controller's Office Payroll/Personnel Services Division. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 068-94-003. [1993 and 94 JJDP Planning Grant] Resolution authorizing the Mayor of the City and County of San Francisco to apply for, retroactively accept and expend funds in the amount of Three Thousand Seven Hundred Thirty Eight (\$3,738) Dollars which includes indirect costs of \$187 based on five percent of the total grant award made available through the Office of Criminal Justice Planning for a project entitled "1993-94 JJDP Planning Grant" and agreeing to provide cash match in the amount of \$3,738. (Mayor) Referred to Government Efficiency/Labor Committee.

File 068-94-004. [Chinatown Youth Center] Resolution authorizing the Mayor of the City and County of San Francisco to apply for, retroactively accept, and expend funds in the amount of \$40,270 made available through the Office of Criminal Justice Planning for a project entitled "Chinatown Youth Center", and waiving indirect costs. (Mayor) Referred to Government Efficiency/Labor Committee.

File 068-94-005. [Juvenile Diversion Expansion Project] Resolution authorizing the Mayor of the City and County of San Francisco to apply for, retroactively accept, and expend funds in the amount of \$30,943 made available through the Office of Criminal Justice Planning for a project entitled "Juvenile Diversion Expansion Program", and waiving indirect costs. (Mayor) Referred to Government Efficiency/Labor Committee.

File 089-94-003. [SDI Coverage for Classification 1369] Resolution authorizing enrollment of Classification 1369 Special Assistant X, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 146-94-001. [Grant for Homeless and Tom Waddell Clinic] Resolution authorizing the Department of Public Health, Homeless Programs, to accept and expend a grant of \$90,000 which includes indirect costs in the amount of \$10,000, based on 12.5 percent of non-personnel expenditures from the Episcopal Diocese of California for provision of services for homeless persons; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 148-94-002. [State Funds for Roadway Improvements] Resolution authorizing the Director of Public Works to expend up to \$1,172,241 from the State of California for roadway work on City streets in accordance with the State-Local Transportation Partnership Program (4th Cycle) foregoing reimbursement of indirect costs. (Department of Public Works) Referred to Government Efficiency/Labor Committee.

File 170-93-015. [General Purpose Sewer Revenue Bonds, Series 1994] 1994 Supplemental Resolution providing for the Issuance of Not to Exceed \$190,000,000 Aggregate Principal Amount of City and County of San Francisco Sewer Revenue Refunding Bonds, Series 1994; Authorizing Execution of Sales Certificate; and Appointing Escrow Agent. (Companion measure to File 170-93-15.1). (Chief Administrative Officer) Referred to Budget Committee.

File 170-93-015.01. [Sewer Revenue Refunding Bonds, Series 1994] Resolution authorizing and directing the sale of not to exceed \$190,000,000 aggregate principal amount of City and County of San Francisco Sewer Refunding Revenue Bonds, Series 1994; authorizing the publication of official notice of sale relating thereto; approving the form of the official statement; approving the form of the forward purchase agreement; consenting to submission of bid by financial advisor; and authorizing official action. (Chief Administrative Officer) Referred to Budget Committee.

File 170-94-001. [General Obligation Refunding Bonds] Resolution authorizing the issuance from time to time in one or more series of not to exceed \$600,000,000 aggregate principal amount of City and County of San Francisco General Obligation Refunding Bonds; approving the form and authorizing the execution of declaration of trusts; authorizing the appointment of depositories and other agents; approving the form and authorizing the execution and delivery of escrow agreements; approving the tax levy for repayment of the bonds; approving procedures for the sale and award of bonds; approving the form of and authorizing the publication of official notices of sale; authorizing the publication of notices of intention to sell; approving the form of and authorizing the execution and delivery of bond purchase agreements; authorizing selection of underwriters; approving the form of and authorizing the distribution of preliminary official statements and authorizing execution and delivery of official statements; approving the appointment of verification agents; approving the retention of other agents and payment of compensation to such agents; authorizing payment of costs of issuance; authorizing the



filing of a validation action; approving modifications to documents; ratifying actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds and the refunding of certain outstanding general obligation bonds. (Chief Administrative Officer) Referred to Budget Committee with request it be considered at the January 26, 1994 meeting.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney determine whether it is legally permissible for Hetch Hetchy to generate electricity to the Presidio after the Presidio is no longer under the jurisdiction of the military. File 244-94-3.

By Supervisor Alioto, that City Attorney determine what jurisdiction the Board of Supervisors may have regarding non-public acquisition of land use rights to the Presidio. File 244-94-4.

By Supervisor Alioto, that letter of inquiry be sent to Director of Airports to determine the following: 1) The location and dates of public forums held in the Bayview Hunters Point Community regarding the Airport expansion plan; 2) The amount of money and locations of noise abatement payments to homeowners in the San Francisco bay area; 3) The plan for participation by Bayview Hunters Point residents in employment regarding the San Francisco Airport expansion plan; 4) Whether the members of the Airport Commission will be available to attend a community town hall meeting to discuss the Airport expansion plan on Wednesday, February 16, 1994, at 7:00 p.m. at the Southeast Community Center, 1800 Oakdale Avenue.

By Supervisor Alioto, that letter of inquiry be sent to Chief of Police concerning police community awareness training to determine if consideration is being given to reducing the amount of time the Police Academy dedicates to community awareness training.

By Supervisor Hallinan, that City Attorney draft ordinance establishing taxicab gate control in San Francisco.

By Supervisor Hsieh, that City Attorney prepare the necessary documents to amend the Peninsula Corridor Joint Powers Board Agreement and replace the Public Utilities Commission as a representative from San Francisco.

By Supervisor Hsieh, that City Attorney prepare resolution to extend recycling pick-up services to all residents of San Francisco, including, but not limited to Chinatown residents.

By Supervisor Shelley, that letter be sent to the United States Navy requesting information on its local hiring preference program as it pertains to the Hunters Point Naval Shipyard and the conversion thereof.

By Supervisor Conroy, that City Attorney draft resolution urging the District Attorney to commit sufficient Deputy District Attorneys to prosecute serious juvenile offenders.

By Supervisor Conroy, that City Attorney draft resolution urging the District Attorney to implement a program whereby juvenile probation failures will be prosecuted to the fullest extent of the law.

By Supervisors Bierman, Alioto and Maher, that letter be sent to District Director of Caltrans informing him the Board of Supervisors have called for hearings to consider how highways are constructed and retrofitted in earthquake zones and invite the Director and his staff to attend the hearing. File 85-94-1.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Persons who died as a result of the Los Angeles earthquake  
(By the entire Board)  
Gertrude Smith (Supervisors Kennedy, Bierman)  
Ella Jane Roman (Supervisor Kennedy)  
Willie Mae Moore (Supervisors Kennedy, Bierman)  
Irving Rhodes Fromer (Supervisor Hallinan)  
Joseph Conrad Sprinz (Supervisor Shelley)  
Levon Mosgofian (Supervisors Bierman, Hallinan)  
Barbara Wruble (Supervisor Kaufman)

File 2-94-3

Unanimously adopted by a rising vote.

Tuesday, January 18, 1994

ADJOURNMENT

There being no further business, the Board at the hour of 4:57 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 31, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

stairroom  
1/24/94  
c -

Monday, January 24, 1994

# **Journal of Proceedings**

*The Minutes of the*

# **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, January 24, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy - 7.

Noted absent at first roll call:

Supervisors Leal, Maher, Migden, Shelley - 4.

Quorum present.

Supervisor Leal was noted present at 2:15 p.m.

Supervisor Maher was noted present at 2:31 p.m.

Supervisor Migden excused, on official leave of absence.

Supervisor Shelley was noted present at 2:19 p.m.

Presentation of Guests

Supervisor Kennedy introduced and welcomed two elected officials from Germany who are interested in how the City meets the varied needs of its people as follows:

Dr. Elke Hofmann, member, CDU caucus of the Berlin Parliament;  
Mr. Christian Muller, member, Bundestag.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Hsieh, seconded by Supervisor Kennedy, moved that the Journals of Proceedings for Monday, September 13, 1993; September 20, 1993 and Monday, January 10, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation for Audit of the Viacom Cablevision]  
Ordinance appropriating \$39,858 for non-personal services (audit of Viacom Cablevision) for the Board of Supervisors for fiscal year 1993-94 funded from General Fund Reserve (Board reserves), providing for ratification of action previously taken. (Controller)

File 101-93-36, Ordinance No. 57-94

(December 20, 1993 - Passed for second reading.  
January 3, 1994 - Rereferred to Budget Committee.)  
January 12, 1994 - Budget Committee recommends amendment of the whole.)

Finally passed.

[Appropriation, Sheriff's Office]

Ordinance appropriating \$464,734, Sheriff's Office, for permanent salaries, fringe benefits, and other non-personal services for the creation of one position for the Sister Project, a comprehensive treatment program for female inmates with serious substance abuse problems; funded by the State Department of Alcohol and Drug Programs; providing for ratification of action previously taken. (Controller)

File 101-93-49, Ordinance No. 58-94

Finally passed.

[Public Employment, Add 1 Position, Sheriff's Department]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94), Sheriff's Office, reflecting the addition of one position (Classification 8304 Deputy Sheriff); companion measure to File 101-93-49. (Civil Service Commission)

File 102-93-18, Ordinance No. 59-94

Finally passed.

[Appropriation, Children/Youth/Families]

Ordinance appropriating \$1,300,710, Mayor's Office of Children, Youth and Their Families, for salaries, fringe benefits, medical services contracts, and rescinding \$1,300,710 for professional services for the Children's Fund; rescinding \$1,300,710 for salaries, fringe benefits, medical services contracts, for the General Fund, reassigning two positions from the General Fund to the Children's Fund. (Controller)

File 101-93-57, Ordinance No. 60-94

Finally passed.

[Public Employment, Add 2 Positions, Department of Public Health]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94), reflecting the addition of two positions in the Children's Funds (Classifications 2830 Public Health Nurse and 2930 Psychiatric Social Worker) and the deletion of one position (Classification 2830 Public Health Nurse) in the Public Health Central Office and the deletion of one position (Classification 2930 Psychiatric Social Worker) in the Community Mental Health; companion measure to File 101-93-57. (Civil Service Commission)

File 102-93-17, Ordinance No. 61-94

Finally passed.

[Appropriation, Department of Mental Health]

Ordinance appropriating \$342,819, Department of Mental Health-Substance Abuse Services, for non-personal services; added funds from State Alcohol Program. (Supervisor Alioto)

File 101-93-59, Ordinance No. 62-94

Finally passed.

[Quitclaim Deeds, Water Department Easement]

Ordinance directing the City to quitclaim a certain portion of a Water Department easement in Alameda County to the underlying fee owners; authorizing the execution and delivery of two quitclaim deeds; authorizing the recordation of the quitclaim deeds; authorizing the Director of Property to make changes to the quitclaim deeds; authorizing City officials to execute and deliver any document necessary to implement this ordinance; and ratifying any action previously taken in connection with this ordinance. (Supervisor Alioto)

File 203-93-2, Ordinance No. 54-94

Finally passed.

[Approving Giants Candlestick Park Lease Amendment]

Ordinance approving a fifth amendment to the Candlestick Park lease between the City and County and the San Francisco Giants, which provides for the prepayment of a portion of the Giants' 1994 rent if necessary to finance stadium improvements. (Supervisors Hsieh, Alioto)

File 65-94-1, Ordinance No. 55-94

Finally passed.

[Approving Forty Niners Candlestick Park Lease Amendment]

Ordinance approving a ninth amendment to the Candlestick Park lease between the City and County of San Francisco and the San Francisco Forty Niners, which provides for the prepayment of a portion of the Forty Niners' 1994 rent if necessary to finance stadium improvements. (Supervisors Hsieh, Alioto)

File 65-94-2, Ordinance No. 56-94

Finally passed.

Passed for Second Reading

[Appropriation, Airports Commission]

Ordinance appropriating \$17,999,781, Airports Commission, for various capital improvement projects for fiscal year 1993-94; funded from interest income on various capital project funds and bond reserves. (Supervisor Alioto)

File 101-93-60, Ordinance No.

Passed for second reading.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of litigation of Marey E. Carey]

Ordinance authorizing settlement of litigation of Marey E. Carey against the City and County by payment of \$20,000. (City Attorney)

File 45-93-92, Ordinance No.

(Superior Court No. 947-614)

Passed for second reading.

[Settlement of Litigation of Vince Brown]

Ordinance authorizing settlement of litigation of Vince Brown, et al. against the City and County by payment of \$220,000. (City Attorney).

File 45-93-93, Ordinance No.

(United States District Court No. C92-3624 FMS)

Passed for second reading.

Adopted

[Acceptance of Gift from Bank of Canton and YMCA]

Resolution authorizing the acceptance of gift of \$50,000 from the Bank of Canton and the Young Men's Christian Association (YMCA) of San Francisco for the purpose of increasing street lighting in the Tenderloin. (Supervisor Hsieh)

File 38-93-15, Resolution No. 66-94

Adopted.

[Settlement of Unlitigated Claim, Anthony Santana]

Resolution approving the settlement of the unlitigated claim of Anthony M. Santana by payment of \$8,000. (City Attorney)

File 48-93-30, Resolution No. 67-94

Adopted.

[SDI Coverage for Classification 1453]

Resolution authorizing enrollment of Classification 1453, Principal Stenographer, Mayor's Office, in the State Disability Insurance Program. (Employee Relations Division).

File 89-93-11, Resolution No. 59-94

Adopted.

[SDI Coverage for Classification 1942]

Resolution authorizing enrollment of Classification 1942, Assistant Materials Coordinator, in the State Disability Insurance Program. (Employee Relations Division)

File 89-93-12, Resolution No. 69-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

#### REGULAR CALENDAR

#### UNFINISHED BUSINESS

#### Recommendation of Budget Committee

Passed for Second Reading

[Appropriation, Treasurer/Tax Collector]

Ordinance appropriating \$101,859, for services of other departments (Police Security Services) for the Treasurer/Tax Collector and appropriating \$101,859 for overtime for the Police Department for fiscal year 1993-94; funded from interest earnings; providing for ratification of action previously taken. (Controller)

File 101-93-38, Ordinance No.

(January 18, 1994 - Consideration continued to January 24, 1994.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 9.

Absent: Supervisors Maher, Migden - 2.

#### NEW BUSINESS

#### Recommendations of Budget and Health, Public Safety and Environment Committees

Passed for Second Reading as Amended

[Protection of Public Health and Safety in Taxicab Services] Ordinance amending Police Code, requiring



training for taxicab drivers, installation of safety equipment in taxicabs, and compliance with California Workers' compensation statutes and regulations. (Supervisors Shelley, Alioto, Hallinan, Migden, Bierman)

File 121-92-11, Ordinance No.

(Fiscal Impact.)  
(Adds Sections 1147 through 1147.6.)

Supervisor Shelley, seconded by Supervisor Maher, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote;

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Adopted

[General Purpose Sewer Revenue Bonds, Series 1994]

Resolution providing for the issuance of not to exceed \$190,000,000 aggregate principal amount of City and County of San Francisco Sewer Revenue Refunding Bonds, Series 1994; authorizing execution of sales certificate; and appointing escrow agent. (Supervisors Alioto, Bierman)

File 170-93-15, Resolution No. 58-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

[General Purpose Sewer Revenue Bonds, Series 1994]

Resolution authorizing and directing the sale of not to exceed \$190,000,000 aggregate principal amount of City and County of San Francisco Sewer Refunding Revenue Bonds, Series 1994; authorizing the publication of official notice of sale relating thereto; approving the form of the official statement; approving the form of the forward purchase agreement; consenting to submission of bid by financial advisor; and authorizing official action; companion measure to File 170-93-15. (Supervisors Alioto, Bierman)

File 170-93-15.1, Resolution No. 75-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

[Earthquake Emergency Relief Fund Expenditure]

Resolution approving expenditure of \$219,452 from the Mayor's Earthquake Emergency Relief Fund to modernize certain equipment assigned to the Office of Emergency Services (OES), and to equip the Emergency Command Center (ECC) of the City and County of San Francisco, placing \$35,000 on reserve. (Supervisor Alioto)

File 270-93-6, Resolution No. 77-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 9.

Absent: Supervisors Migden, Shelley - 2.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Official Newspaper Home Delivery Requirement]

Ordinance amending Administrative Code, to clarify home delivery requirements for bidders for the City's official advertising contract. (Supervisor Hallinan)

File 97-93-46.1, Ordinance No.

(Amends Section 2.81.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Conroy, Migden - 2.

Passed for Second Reading as Amended

[Temporary Street Closing Procedures]

Ordinance amending Administrative Code, (temporary use or occupancy of public streets) which established the procedures for temporary street closings, by amending the fee for filing applications for street closings, by designating the Director of Parking and Traffic as the person to consider preliminary appeals of decisions of Interdepartmental Staff Committee on Traffic and Transportation granting or denying applications for street closing permits (retaining a final appeal to the Board of Supervisors), by eliminating late application provisions and the policy absolutely limiting the number of major events to be scheduled at the same time, by increasing the fee charged by the Municipal Railway for reimbursement of costs, and by otherwise modifying the process for consideration of these applications. (Supervisor Alioto)

File 97-93-68, Ordinance No.

(Amends Sections 2.70, 2.70-1, 2.70-2 and 2.70-6.)

Supervisor Hallinan, seconded by Supervisor Kaufman, moved to amend page seven, line 24, by replacing "\$4.42" with "\$6.00".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Conroy, Migden - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Passed for Second Reading

[Retail Concession Lease/Airports Commission]

Ordinance approving B/A "A" Retail Concession Lease A-1 between the Charnel Company, Inc., and the City and County, acting by and through its Airport Commission. (Airport Commission)

File 27-93-21, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Adopted

[AB 75 Capital Outlay Plan]

Resolution authorizing amendment to the AB 75 Capital Outlay Plan for the City and County, as adopted by Resolution No. 125-91 to add two San Francisco General Hospital Projects, to revise six San Francisco General Hospital project budgets, to revise two San Francisco DPH/Community Public Health Services project budgets, to authorize expenditure of up to \$248,747 including up to \$139,058 of interest on Hospital AB 75 Capital Outlay funds for San Francisco General Hospital and up to \$109,689 of interest on non-hospital AB 75 Capital Outlay funds for San Francisco DPH/Community Public Health for capital improvement projects, and to reallocate unspent funds from completed hospital and non-hospital projects to three other hospital and two other non-hospital projects, respectively; placing \$100,000 on reserve. (Supervisors Hallinan, Alioto)

File 30-93-23, Resolution No. 63-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

[Health Service System Contributions]

Resolution establishing the contribution to be made to the Health Service System by City and County, Unified School District and Community College District for fiscal year 1994-95. (Health Service System, Supervisor Alioto)

File 78-93-3, Resolution No. 68-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with Bricklayers Local Union No. 3 and Hod Carriers Local Union No. 36. (Employee Relations Division).

File 93-93-16, Resolution No. 74-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

[Treatment Manual, Evaluation, Homeless]

Resolution authorizing the Department of Public Health, Division of Mental Health and Substance Abuse Services, to accept and expend a grant up to the amount of \$196,785 which includes indirect costs in the amount of \$3,859 based on two percent of the total award from the United States Department of Health and Human Services/Substance Abuse and Mental Health Services Administration for the development of a comprehensive placement/referral manual and evaluation of treatment services for homeless persons who require combined substance abuse and mental health services. (Department of Public Health, Supervisor Alioto)

File 146-93-57.1, Resolution No. 60-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

[District Attorney - Bad Check Diversion Program]

Resolution authorizing the District Attorney to enter into an agreement with the Computer Support Services to conduct a bad check diversion program pursuant to State law, and declaring that sufficient funds are available to fund such program. (District Attorney, Supervisor Kaufman)

File 172-93-47, Resolution No. 76-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

In connection with the above item, Supervisor Kaufman requested to be added as co-sponsor.

[Union Square Tour Bus Non-Exclusive License]

Resolution confirming award of the Union Square Tour Bus Non-Exclusive License to use space (on the east side of Powell Street between Geary and Post Streets for five years). (Real Estate Department)

File 190-93-8.1, Resolution No. 64-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

[California Healthcare for Indigents Program]

Resolution authorizing adoption of the County description of proposed expenditure of California Healthcare for Indigents Program (CHIP) funds for fiscal year 1993-94 and that the Chairperson or duly authorized representative of the Board of Supervisors of San Francisco can certify the County description of proposed expenditure of CHIP funds for fiscal year 1993-94. (Supervisors Hallinan, Alioto)

File 30-94-2, Resolution No. 61-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

Recommendations of Rules Committee

Adopted

(Supervisor Bierman Excused from Voting.)

[Appointment]

Resolution appointing member of the Board of Supervisors to the Association of Bay Area Governments, Executive Board, Alternate for two-year term ending June 30, 1995. (Rules Committee)

File 92-93-44, Resolution No. 71-94

(Supervisor Sue Bierman, vice Supervisor Migden, term expired.)

Supervisor Bierman Excused From Voting

Supervisor Maher, seconded by Supervisor Hsieh, moved to excuse Supervisor Bierman from voting.

Motion to excuse Supervisor Bierman from voting adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

Adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 8.

Excused: Supervisor Bierman - 1.

Absent: Supervisors Hallinan, Migden - 2.

Rereferred to Committee

[Appointments]

Resolution appointing members to the newly established Sunshine Ordinance Task Force. (Supervisor Alioto)

File 92-93-45, Resolution No.

(Elizabeth Pritzker, Attorney/Society of Professional Journalists;  
Bruce Brugmann, Journalist/Society of Professional Journalists;  
Ken Barry, Radio/Television/News Director Association;  
Melinda Cuthbert, League of Women Voters;  
Sue Hestor, public interest/local government;  
Joseph Van Ness-Ballesteros, public interest/local government;  
James Chaffee, public interest/consumer advocacy;  
Enrique Ramirez, public interest/consumer advocacy.)

(December 13, 1993 - Rereferred to Rules Committee from Board.)

Supervisor Kennedy, seconded by Supervisor Maher, moved to rerefer to Rules Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

Adopted

[Appointments]

Resolution appointing members to the Airport Noise Committee, terms expired, for new three-year terms ending September 30, 1996. (Rules Committee)

File 92-93-60.1, Resolution No. 72-94

(Don Bertone, vice himself;  
David Bisho, vice himself;  
William Alich, vice himself;  
Timothy Treacy, vice himself;  
Theodore Pedersen, vice himself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

[Appointments]

Resolution appointing members to the Task Force on Prostitution pursuant to Resolution No. 940-93 for one year terms. (Rules Committee)

File 92-93-62.1, Resolution No. 73-94

(Arthur L. Conger, Save Our Streets - Seat No. 27602;  
Ron Norlin, Mission District - Seat No. 27603;

Margo St. James, Coyote - Seat No. 27605;  
Kiki Whitlock, Transgender Representative - Seat No. 27607;  
Vic St. Blaise, Gay Male Prostitutes - Seat No. 27608;  
Dominic Perez, Asian Aids - Seat No. 27610;  
Adam Tau, Center for Southeast Asian Refugee - Seat No. 27612;  
Teri Gudson, NOW - Seat No. 27613.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Conroy, Migden - 2.

[Appointment]

Resolution confirming Mayor's appointment to the San Francisco Stadium Incorporated, Board of Directors. (Mayor)

File 33-94-1, Resolution No. 65-94

(Susan M. Loder, for the term to expire March 1, 1994, vice Samuel R. Friedman, deceased.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

[Appointments]

Resolution appointing members to the Mental Health Advisory Board, vice terms expiring January 31, 1994, for the four-year term ending January 31, 1998. (Rules Committee)

File 92-94-1, Resolution No. 70-94

(Darwin D. Dias, vice himself, Consumer - Seat No. 50112;  
Phyllis D. Spanglet, vice herself, Family Member - Seat No. 50116.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

(Pursuant to the provisions of Rule 5.5 of the Board's Rules of Order, at least seven days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order of submission to the electorate.

In accordance therewith, consideration of the following proposed Charter amendments appropriately may be continued at least one week.)

Consideration Continued

[Ballot Measure]

Charter amendment (Second Draft) adding Section 3.531-1 to establish and maintain a minimum staffing level of 1,971 police officers for the City and County of San Francisco. (Supervisors Maher and Conroy, Alioto, Migden, Shelley, Hsieh)

File 314-93-1

Supervisor Maher, seconded by Supervisor Conroy, moved to continue consideration to January 31, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

In connection with the above item, Supervisors Migden, Shelley, Hsieh requested to be added as co-sponsors.

[Ballot Measure]

Charter amendment (First Draft) amending Section 7.309 relating to the financing of the acquisition of equipment. (Supervisor Shelley)

File 320-93-1

Supervisor Shelley, seconded by Supervisor Maher, moved to continue consideration to January 31, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

Recommendation of Select Committee on Base Closures

Consideration Continued

[Base Conversion]

Resolution endorsing the concept of a public benefit corporation to assist with the conversion of military bases in San Francisco, and urging the Redevelopment Agency, City Planning, City Attorney and Mayor's Office to begin work to determine the steps necessary to create such a corporation. (Supervisors Shelley, Kennedy, Bierman, Alioto)

File 244-94-1, Resolution No.

Supervisor Kaufman, seconded by Supervisor Shelley, moved to continue consideration to January 31, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Hallinan, Migden - 2.

In connection with the above item, Supervisors Kennedy, Bierman, Alioto requested to be added as co-sponsors.

From the President

Report Received

[Youth Employment Program]

Report from the Controller on the budget of the Pilot Year-round Youth Employment Program. (Supervisor Kennedy)

File 216-94-1

The Controller appeared and gave a breakdown of the funds received and spent on the program to date.

The Project Coordinator from the Mayor's High Risk Disadvantaged Youth Employment Program gave a report on the progress and success of the program to date and submitted a written report entitled, "First Quarter Report". (A copy is on file with the Clerk of the Board of Supervisors.)

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley Salieri, Rules Committee late applicants cutoff;  
Patricia Vaughey, Sacred and Secular Conference;  
Louise Vaughn, base closure, Alice Griffith Apartments,  
Geneva Towers;  
Marvis Phillips, Letterman Hospital lease update;  
Marie Harrison, police lock down;  
Anne Fibush, sell youth pass annually with 10% discount;  
Kathy Perry, Board of Supervisors accountability;  
John Doe, children, drugs, legalize abortion.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Managed Care Local Initiative Steering Committee]  
Resolution urging the Managed Care Local Initiative Steering Committee for San Francisco to appoint a representative of professional nursing to the steering committee. (Supervisor Alioto)

File 30-94-5, Resolution No. 62-94

(January 18, 1994 - Introduced in Board for consideration on January 24, 1994.)

Adopted.

[Task Force on Prostitution, Add Two Members]  
Resolution amending the Task Force on Prostitution to add two additional members, including one at-large member from the legal community and one unspecified at-large member and amending quorum for conduct of business and all voting to reflect simple majority of expanded membership. (Supervisors Hallinan, Migden)

File 174-94-1.1, Resolution No. 55-94

(January 18, 1994 - Introduced in Board for consideration on January 24, 1994.)

Adopted.

[Final Map, 940 Natoma Street]  
Motion approving final map of 940 Natoma Street, a live-work condominium, being a resubdivision of Lot 32 in Assessor's Block 3510, and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Alioto)

File 58-94-1

(January 18, 1994 - Introduced in Board for consideration on January 24, 1994.)

Adopted.

[Hetch Hetchy Electricity, Presidio]  
Motion directing the Budget Analyst to report on the fiscal impact to the City and County of San Francisco of Hetch Hetchy generating electricity to the Presidio of San Francisco. (Supervisors Alioto, Bierman)

File 165-94-1

(January 18, 1994 - Introduced in Board for consideration on January 24, 1994.)

Adopted.

[Public Service, Presidio]  
Motion directing the Budget Analyst to report on the fiscal impact to the City and County of San Francisco for providing public services to the Presidio of San Francisco. (Supervisors Alioto, Bierman)

File 165-94-2

(January 18, 1994 - Introduced in Board for consideration on January 24, 1994.)

Adopted.



In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Migden - 4.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-4, Resolution No. 57-94

(Mayor Frank Jordan, January 21 - 23; Lucille Abrahamson, member, Human Rights Commission, January 20 - 28; Sharon Gadberry, member, Human Rights Commission, February 1 - 8; Anne Halsted, member, Port Commission, January 25 - 28; Fred E. Jordan, Jr., Chief Probation Officer, February 17 - 20; Edwin Lee, Director, Human Rights Commission, January 19 - 22; John L. Molinari, President, Parking and Traffic Commission, January 13; Patrick A. Murphy, President, Airports Commission, January 11 - 12; Barbara C. Rosenberg, member, Library Commission, January 18 - 23; Boyd G. Stephens, M.D., Chief Medical Examiner, February 13 - 20; Sidney Unobskey, President, City Planning Commission, January 10 - 17, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Migden - 4.

#### OFF-CALENDAR LEGISLATION

#### ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Assessment Appeals Board]

Substitute ordinance amending Administrative Code by adding Section 28.1.2 to incorporate by reference applicable provisions of the California Constitution and State statutes, amend Section 28.3 to make technical changes, amend Section 28.5 to increase the compensation of Board members to \$200 per day, add Sections 28.9 and 28.10 to require payment of a fee for filing and hearing applications for refund with the Assessment Appeals Board, adding Section 28.11 to increase the fee for written findings of fact and conclusions and adding Sections 28.12 through 28.19 to create an additional Assessment Appeals Board and provide for the appointment of assessment hearing officers. Supervisor Kaufman presented. Referred to Budget Committee with request it be considered at the February 2, 1994 meeting.

File 097-93-051.01.

[Warning Signs, Aerosol Paints/Marking Pens]

Substitute ordinance amending Police Code by enacting a new Section 554-1, requiring persons selling aerosol paint and marking pens to post signs notifying the public that it is unlawful to give or sell aerosol paint containers or large permanent markers to minors. Supervisor Conroy presented. Referred to Health/Public Safety/Environment Committee.

File 121-93-006.01.

[Prohibiting Aggressive Pursuit]

Substitute ordinance amending Police Code by adding Sections 121 and 122, prohibiting aggressive

pursuit. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the February 8, 1994 meeting.

File 121-93-017.

[Seismic Safety Retrofit Loan Program]

Ordinance amending Administrative Code by adding a new Chapter 66A, Sections 66A.1 through 66A.27, to provide regulations for the creation and operation of the Seismic Safety Retrofit Loan Program. Supervisor Hsieh presented. Referred to Joint Budget/Housing and Land Use Committee.

File 097-94-005.

[Seismic Safety Loan Fund]

Ordinance amending Administrative Code by amending Section 10.117-110 by changing the name of the Seismic Strengthening Loan Fund to the Seismic Safety Loan Fund and making the administration of that fund consistent with the documents authorized issuance of bonds under the Earthquake Loan Bond Program, 1992. Supervisor Hsieh presented. Referred to Joint Budget and Housing and Land Use Committee.

File 097-94-006.

[Task Force on African-American Participation]

Resolution amending Resolution No. 739-93, which created a Task Force on African-American Participation to recommend initiatives for implementing a strategic plan for the African-American community, by amending the method of appointing the four neighborhood members of the task force. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 174-93-007.01.

Referred to Board

[Commend, Penelope Douglas]

Resolution commending Penelope Douglas for her dedication and leadership at Larkin Street Youth Center in San Francisco. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 31, 1994.

File 006-94-005.

Referred to Committee

[State Legislation, Aggressive Pursuit]

Resolution urging the California Legislature to increase the penalties for persons who violate State and local laws prohibiting stalking and aggressive pursuit and to require local registration of convicted stalkers and aggressive pursuers. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the February 8, 1994 meeting.

File 012-94-008.

[Federal Crime Bill]

Resolution urging the Mayor to instruct the City's Lobbyist to work with the City's Congressional Delegation to include San Francisco as a community which will receive additional policy officers in the pending Federal Crime Bill. Supervisors Hsieh, Alioto presented. Referred to Budget Committee

File 013-94-003.01.

Referred to Board

[Federal Legislation, Opposing HR 2862]

Resolution urging the President of the United States to appoint an Assistant Attorney General for Civil Rights who has a track record consistent with the intent of the 1965 Voting Rights Act. Supervisor Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar January 31, 1994.

File 013-94-006.

[Street Closing, Larkin Street, Tet Festival]

Resolution authorizing temporary closing of a portion of Larkin Street (including intersections), between Eddy and O'Farrell Streets, on February 5, 1994, from 5:00 a.m. until 6:00 p.m., for Tet (Lunar) Festival. Supervisors Hsieh, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 31, 1994.

File 042-94-001.

[Street Closing, Chinese New Year Festival]

Resolution authorizing temporary closing of a portion of Quincy Street, between California and Pine Streets, February 9, 1994 at 12:05 a.m. until February 27, 1994 at 12:00 midnight, for Chinese New Year Festival, carnival. Supervisors Hsieh, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 31, 1994.

File 042-94-002.

Referred to Committee

[Federal Funding, Emergency Shelter Grants]

Resolution approving the 1994 Emergency Shelter Grants Program and Expenditure Schedule and authorizing the Mayor to apply for, accept and expend \$644,000 entitlement under the Emergency Shelter Grants Program from the U.S. Department of Housing and Urban Development. Supervisors Hallinan, Alioto presented. Referred to Government Efficiency/Labor Committee with request it be considered at the February 1, 1994 meeting.

File 068-94-006.

[Tax Relief, Small Business]

Resolution urging the Mayor to prepare fiscal year budget 1994-1995 to reflect revenues adjusted for the restoration of the \$2,500 threshold for the payment of the payroll/gross receipts tax. Supervisor Conroy presented. Referred to Budget Committee

File 100-94-002.

[Grant, Victim Witness Assistance Center]

Resolution authorizing the District Attorney to apply for retroactively, accept and expend funds in the amount of \$297,416 available through the Office of Criminal Justice Planning for a project entitled, "Victim Witness Assistance Center" for the twelve month period July 1, 1993 through June 30, 1994. Supervisor Conroy presented. Referred to Government Efficiency/Labor Committee.

File 138-94-001.

[Grant Funds, Career Criminal Program]

Resolution authorizing the District Attorney to apply for retroactively, accept and expend grant funds in the amount of \$236,141 which includes indirect cost of \$11,245 based on five percent of the total grant award made available through the California Office of Criminal Justice Planning for the operation of the Career Criminal Program for the twelve month period July 1, 1993 through June 30, 1994. Supervisor Conroy presented. Referred to Government Efficiency/Labor Committee.

File 138-94-002.

[Bond, Issue \$350M, Seismic Safety Loan Program]

Resolution providing for the issuance of \$350,000,000 aggregate principal amount of City and County of San Francisco taxable general obligation bonds (Seismic Safety Loan Program); providing for the levy of a tax to pay the principal and interest thereof; providing for the establishment of funds related thereto; authorizing and directing the sale of \$35,000,000 principal amount of taxable general obligation bonds (Seismic Safety Loan Program) 1994 Series A; prescribing the terms and form of said Series A bonds; approving forms of official notice of sale of said Series A bonds and notice of intention to sell said Series A bonds; directing the publication of notice of sale and notice of intention to sell said Series A bonds; approving the form of purchase contract; approving the official statement relating to said Series A bonds; consenting to submission of bids by co-financial advisor; granting general authority to city officers to take necessary actions in connection with the authorization, issuance, sale and delivery of said Series A bonds; authorizing reimbursement of expenditures; and authorizing the execution of necessary documents. Supervisor Hsieh presented. Referred to Joint Budget/Housing and Land Use Committee.

File 170-94-002.

Referred to Board

[Committee to Save Classical Music on KKHI]

Resolution expressing support for the efforts of the "Committee to Save Classical Music on KKHI" and urging Westinghouse Broadcasting to continue with its classical format in San Francisco. Supervisors Blerman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 31, 1994.

File 197-94-001.

Requests for Hearings:

[911 Capital Improvement Project]

Hearing to consider possible appropriation of \$2.3 million from Fire Department Bond Fund for 911 Capital Improvement Project. Supervisor Maher presented. Referred to Budget Committee

File 101-93-076.

[Televised Weekly Meetings, Full Board]

Hearing to consider the feasibility of televising the weekly meetings of the full Board of Supervisors through the City watch TV channel. Supervisor Kennedy presented. Referred to Budget Committee

File 054-94-003.

[Caltrain Downtown Extension]

Hearing to consider the Caltrain Downtown Extension Plans. Supervisor Hsieh presented. Referred to Joint Budget/Housing and Land Use Committee.

File 171-94-001.

[Central Freeway Task Force]

Hearing to consider amending Resolution 541-92 to allow for two new positions to be created on the Central Freeway Task Force. One position is to be held by a representative of San Francisco Beautiful and the other position is to be held by a member of the American Institute of Architects. Supervisor Maher presented. Referred to Economic Vitality/Social Policy Committee.

File 174-94-002.

[Private Patrol Agencies, Police Dept.]

Hearing to consider the use of Private Patrol Agencies, who are P.O.S.T. Certified through the San Francisco Police Academy, in high crime and drug infested neighborhoods. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 207-94-001.

[Supplemental Budget - Senior Escort Program]

Hearing to consider the status of the Board's request for a \$290,000 supplemental appropriation for the Senior Escort Program. Supervisors Hsieh, Alioto presented. Referred to Budget Committee with request it be considered at the January 26, 1994 meeting.

File 217-94-002.

[Hawk Hill]

Motion concurring to consider whether to acquire Hawk Hill by eminent domain. Supervisor Maher presented. Referred to Budget Committee.

File 219-94-001.

Motion

Referred to Board

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 31, 1994.

File 030-94-001.02.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-074. [Appropriation for the Art Commission] Ordinance appropriating \$760,548, Art Commission, Hotel Tax Funds to the Cultural Equity Endowment Fund for Fiscal Year 1993-94 (includes two positions), equipment purchase, other non-personal services and materials and supplies); companion

measure to File 102-93-20. RO #93192 (Controller) Referred to the Budget Committee.

File 102-93-021. [Public Employment/Treasurer/Tax Collector] Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance), Treasurer/Tax Collector, reflecting the addition of four positions classifications (4222 Sr. Personal Property Auditor, 4220 Personal Property Auditor, 1426 Senior Clerk Typist and 1632 Senior Account Clerk). (Department of Human Resources) Referred to the Budget Committee.

File 045-94-001. [Settlement of Litigation/William Carl Cassio] Ordinance authorizing settlement of litigation of William Carl Cassio against the City and County of San Francisco by payment of \$18,000. (Superior Court No. 950-111) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 047-94-001. [Management Agreement/Civic Center Plaza Garage] Ordinance approving and adopting Civic Center Plaza Garage legal documents and authorization for management agreement. (Real Estate Department) Referred to Housing and Land Use Committee.

File 065-94-003. [Lease Agreement/Osgood Warehouse Company and Port] Ordinance approving lease agreement between Osgood Warehouse Company dba San Francisco Port Cargo Sourcing (Exchange) Co. and the City and County of San Francisco, operating by and through the San Francisco Port Commission for import/export cargo warehousing and sourcing; and non-contiguous extension of Foreign Trade Zone #3. (Port of San Francisco) Referred to Government Efficiency/Labor Committee.

File 065-94-004. [Lease Agreement between Park Express and Port] Ordinance approving lease agreement between Park Express and the City and County of San Francisco, operating by and through the San Francisco Port Commission for parking lot operations at Seawall Lot 330 and Pier 30, located at the Port of San Francisco. (Port of San Francisco) Referred to Government Efficiency/Labor Committee.

#### Resolutions Referred to Committee

File 025-94-001. [Contract out Janitorial Services, 1660 Mission St.] Resolution concurring with the Controller's certification that janitorial services for 1660 Mission Street can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 025-94-002. [Contract out Security Services, 1660 Mission St.] Resolution concurring with the Controller's certification that security services for 1660 Mission Street can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 033-94-001.01. [San Francisco Stadium, Inc., Board of Directors] Resolution confirming Mayor's appointments of members to the San Francisco Stadium Incorporated, Board of Directors (Louise Bea, vice self, for the term ending March 1, 1995, and George Broder, vice self, for the term ending March 1, 1995). (Mayor) Referred to Rules Committee.

File 85-94-2. [Terminal Separator Structure] Resolution accepting report of the City staff containing detailed transportation analysis of alternatives to full rebuild of the Terminal Separator Structure/Mid-Embarcadero and directing Chief Administrative Officer to proceed with scoping meeting necessary to begin environmental documentation of the identified alternatives. (Chief Administrative Officer) Referred to Housing/Land Use Committee.

File 172-94-001. [Moscone Convention Center Management Agreement] Resolution authorizing the Chief Administrative Officer to enter into a First Amendment to and Consent to Assignment of Management Agreement for Moscone Convention Center, Brooks Hall, and Civic Auditorium. (Chief Administrative Officer) Referred to Government Efficiency/Labor Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Conroy, that letter be sent to Director, Department of Parking and Traffic, to inquire about the feasibility of placing more motorcycle parking spaces in the inner Richmond District.

By Supervisor Conroy, that letter of inquiry be sent to Chief of Police to determine whether an organized system of seizing automobiles of those who hire prostitutes would be advisable in San Francisco.

By Supervisor Conroy, that City Attorney review state and local legislation relating to juveniles in possession of stun guns and draft ordinance to outlaw stun guns for anyone under the age of 18.

By Supervisor Conroy, that City Attorney review federal, state and local laws on confiscation of automobiles where driver or occupants of vehicles are in possession of firearms and draft ordinance, if appropriate, to allow the City to enforce such efforts.

By Supervisor Conroy, that City Attorney review federal, state and local laws on juvenile gun possession and draft ordinance, if appropriate, which will increase the degree of crime above a

misdemeanor.

By Supervisors Kennedy, Bierman, Alioto that City Attorney prepare ordinance to expand the Sunshine Ordinance Task Force by two members.

By Supervisor Kennedy, that letter of inquiry be sent to San Francisco Housing Authority to determine when they intend to renew the contract with the Haight Ashbury Free Clinics, Inc. for \$340,000 to fund a residential program for ten families for substance abuse treatment services at the Family Hope Center.

By Supervisor Kennedy, that City Attorney review and approve as to form resolution requesting the Mayor to request the Controller of the State of California to implement the provisions of S.B. 35 (1993) amending Sections 12301.6 and 13002(h)(3)(4) and adding Section 17600.110 to the Welfare and Institutions Code, which makes \$250,000 in funds available to San Francisco County for the planning and establishment of an entity for the provision of certain In Home Support Services.

By Supervisor Maher, that City Attorney amend Resolution 541-92 to add two positions to the Central Freeway Task Force; one position to be held by a representative of San Francisco Beautiful and one by a member of the American Institute of Architects.

By Supervisor Maher, that City Attorney prepare appropriate legislation to condemn and acquire by eminent domain Hawk Hill.

By Supervisor Maher, that Controller expedite the preparation of a supplemental appropriation requesting \$2.3 million from Fire Department Bond Fund for 911 Capital Improvement Project. File 101-93-76.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Patsy Gayle Fulcher (Supervisors Kennedy, Bierman)  
Herbert Bluer (Supervisors Kaufman, Leal, Migden)  
Willis Berrios (Supervisor Leal)

File 2-94-4

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 5:01 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on February 7, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

Monday, January 31, 1994

# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

\_\_\_\_\_  
Monday, January 31, 1994 - 2:00 p.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:15 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noted absent at first roll call:

Supervisor Kaufman - 1.

Quorum present.

Supervisor Kaufman was noted present at 2:17 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Conroy, moved that the Journals of Proceedings for Monday, September 27, 1993, October 4, 1993, and Tuesday, January 18, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kaufman - 1.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Treasurer/Tax Collector]

Ordinance appropriating \$101,859, for services of other departments (Police Security Services) for the Treasurer/Tax Collector and appropriating \$101,859 for overtime for the Police Department for fiscal year 1993-94; funded from interest earnings; providing for ratification of action previously taken. (Controller)

File 101-93-38, Ordinance No. 69-94

Finally passed.

[Appropriation, Airports Commission]

Ordinance appropriating \$17,999,781, Airports Commission, for various capital improvement projects for fiscal year 1993-94; funded from interest income on various capital project funds and bond reserves. (Supervisor Alioto)

File 101-93-60, Ordinance No. 70-94

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of litigation of Marey E. Carey]

Ordinance authorizing settlement of litigation of Marey E. Carey against the City and County by payment of \$20,000. (City Attorney)

File 45-93-92, Ordinance No. 65-94

(Superior Court No. 947-614)

Finally passed.

[Settlement of Litigation of Vince Brown]

Ordinance authorizing settlement of litigation of Vince Brown, et al. against the City and County by payment of \$220,000. (City Attorney).

File 45-93-93, Ordinance No. 66-94

(United States District Court No. C92-3624 FMS)

Finally passed.

[Official Newspaper Home Delivery Requirement]

Ordinance amending Administrative Code, to clarify home delivery requirements for bidders for the City's official advertising contract. (Supervisor Hallinan)

File 97-93-46.1, Ordinance No. 63-94

(Amends Section 2.81.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Stop Signs, Various Locations]

Resolution designating certain intersections as Stop intersections. (Housing and Land Use Committee)

File 18-94-2, Resolution No. 85-94

Stop Signs - Establish

Ogden Avenue and Gates Street, northeast and southwest corners, stopping Ogden Avenue traffic (presently uncontrolled).

Broadway and Broderick Street, northeast and southwest corners, stopping Broadway traffic (makes this an all-way stop).

Ingalls Street and Egbert Avenue, northwest and southeast corners, stopping Ingalls Street traffic (makes this an all-way stop).

Santa Ynez and Cayuga Avenues, northeast and southwest corners, stopping Santa Ynez Avenue traffic (presently uncontrolled).

Coso Avenue and Winfield Street, northwest and southeast corners, stopping Coso Avenue traffic (presently uncontrolled).

Harrison and Seventeenth Streets, all corners, stopping all approaches (makes this an all-way stop).

Elk and Chenery Streets, northwest and southeast corners, stopping Elk Street traffic (makes this three-legged intersection an all-way stop).

Keith Street and Wallace Avenue, northwest and southeast corners, stopping Keith Street traffic (presently uncontrolled).

Neptune Street and Thornton Avenue, southeast corner, stopping Neptune Street traffic (presently uncontrolled, stops the stem of this T-intersection).

Loomis and Industrial Streets, northwest corner, stopping Loomis Street traffic (presently uncontrolled, stops the stem of this T-intersection).

Boutwell and Industrial Streets, southeast corner, stopping Boutwell Street traffic (presently uncontrolled, stops the stem of this T-intersection).

Keith Street and Yosemite Avenue, northeast and southwest corners, stopping Yosemite Avenue traffic (presently uncontrolled).  
(Continue)

Jackson and Montgomery Street, southwest corner, stopping Jackson Street traffic (makes this an all-way stop).

Adopted.

#### [Parking Regulations]

Resolution enacting parking regulations at various locations. (Housing and Land Use Committee)

File 19-94-2, Resolution No. 86-94

Two-Hour Parking Time Limit, 9 a.m. - 6 p.m., Monday Through Friday - Establish  
Townsend Street, south side, between Third and Fourth Streets.

Third Street, west side, between Townsend and King Streets.

Perpendicular (90-Degree Angle) Parking - Establish

Harrison Street, east side, between Twenty-Fifth and Twenty-Sixth Streets.

Motorcycle Parking Only (Unmetered) - Establish

Noe Street, west side, from approximately 150 feet to 158 feet south of Market Street (8-foot zone between driveways accommodating two motorcycle stalls).

No Parking Anytime - Establish

Geneva Avenue, north side, from San Jose Avenue to 165 feet easterly (165-foot zone).

Diamond Heights Boulevard, west side, between Sussex Street and Berkeley Way.

Tow-Away, No Parking, 7 a.m. - 9 a.m., Monday Through Friday - Establish

Gough Street, west side, between Fell and Linden Streets.

No Parking, 8 p.m. - 11 p.m., Monday through Friday - Establish

Brannan Street, south side, from 78 feet to 118 feet east of Fifth Street (40-foot zone at Meter Nos. 583 and 585).

Adopted.

#### [Traffic Regulations]

Resolution enacting traffic regulations on various locations. (Housing and Land Use Committee)

File 20-94-2, Resolution No. 87-94

Tow-Away, No Stopping Anytime - Establish

Church Street, east side, from Market Street to 240 feet southerly (240-foot zone adjacent to MUNI loading island, replaces existing tow-away, no parking anytime zone).

San Jose Avenue, east side, from 110 feet to 245 feet north of Niagara Avenue (135-foot zone, extends existing zone to include MUNI driveway).

Tow-Away, No Stopping, 3 p.m. - 6 p.m., Monday Through Friday - Establish

Pine Street, north side, between Kearny and Stockton Streets (replaces existing Tow-Away, No Stopping, 4 p.m. - 6 p.m., Monday through Friday).

No Turn on Red - Establish

Bush Street, eastbound, at Sansome Street.

Shrader Street, southbound, at Fell Street.

No Left Turn, 4 p.m. - 6 p.m., Monday through Friday-Establish

Dolores Street, northbound, at Twenty-Seventh Street.

No U-Turn - Establish

Broadway, eastbound, at Powell Street.

Adopted.

[Extend Permit Parking Area "I", Bartlett Street]

Resolution extending the boundaries of Residential Permit Parking Area "I" in the Bartlett Street Area and adding Capp Street, between 22nd and 23rd Streets, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-93-15, Resolution No. 89-94

Adopted.

[Extend Permit Parking Area "H", Lakeside Area]

Resolution adding Junipero Serra Boulevard, between Holloway and Estero Avenues (east side of east service road), to the list of streets of Residential Permit Parking Area "H" in the Lakeside Area upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-94-1, Resolution No. 96-93

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### REGULAR CALENDAR

#### UNFINISHED BUSINESS

#### Recommendations of Budget Committee and Health, Public Safety and Environment Committee

Passed for Second Reading as Amended

[Protection of Public Health and Safety in Taxicab Services] Ordinance amending Police Code, requiring training for taxicab drivers, installation of safety equipment in taxicabs, and compliance with California Workers' compensation statutes and regulations. (Supervisors Shelley, Alioto, Hallinan, Migden, Bierman)

File 121-92-11, Ordinance No.

(Fiscal Impact.)

(Adds Sections 1147 through 1147.6.)

Supervisor Shelley, seconded by Supervisor Bierman, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### Recommendation of Economic Vitality and Social Policy Committee

Adopted as Amended

[Juvenile Crime, Departmental Coordination]

Resolution urging the Mayor to urge the Police Department, the Municipal Railway and the Juvenile

Probation Department to work cooperatively and network with the San Francisco Unified School District and private schools to inform the proper authorities of a juvenile student's involvement with crime committed in San Francisco, and urging the Mayor to urge the Police Department to report back to the Board of Supervisors in six months to determine the progress of such efforts. (Supervisors Conroy, Shelley, Alioto)

File 274-93-3.3, Resolution No. 97-94

(January 18, 1994 - Consideration continued to January 31, 1994.)

Supervisor Conroy, seconded by Supervisor Kaufman, moved to amend page two, line 19, after "bookings" by adding "; such reporting to be consistent with the Welfare and Institutions Code and the privacy and confidentiality of juvenile records".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Retail Concession Lease, Airports Commission]

Ordinance approving B/A "A" Retail Concession Lease A-1 between the Charnel Company, Inc., and the City and County, acting by and through its Airport Commission. (Airport Commission)

File 27-93-21, Ordinance No. 64-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Temporary Street Closing Procedures]

Ordinance amending Administrative Code, (temporary use or occupancy of public streets) which established the procedures for temporary street closings, by amending the fee for filing applications for street closings, by designating the Director of Parking and Traffic as the person to consider preliminary appeals of decisions of Interdepartmental Staff Committee on Traffic and Transportation granting or denying applications for street closing permits (retaining a final appeal to the Board of Supervisors), by eliminating late application provisions and the policy absolutely limiting the number of major events to be scheduled at the same time, by increasing the fee charged by the Municipal Railway for reimbursement of costs, and by otherwise modifying the process for consideration of these applications. (Supervisor Alioto)

File 97-93-68, Ordinance No. 67-94

(Amends Sections 2.70, 2.70-1, 2.70-2 and 2.70-6.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### Recommendations of Rules Committee

Ordered Submitted as Amended

[Ballot Measure]

Charter amendment (((Second))) Draft) Third adding Section 3.531-1 to establish and maintain a minimum staffing level of 1,971 police officers for the City and County of San Francisco. (Supervisors Maher and Conroy, Alioto, Migden, Shelley, Hsieh)

File 314-93-1

(January 24, 1994 - Consideration continued to January 31, 1994.)

Supervisor Kaufman, seconded by Supervisor Maher, moved to suspend the Rules of Order of the Board of Supervisors to allow this item if amended to be submitted today.

Motion to suspend the Rules adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Kaufman, seconded by Supervisor Leal moved to amend by adding a new section to read as follows: "(d) The number of positions in the Police Department dedicated to neighborhood policing and patrol for fiscal year 1993-1994 shall not be reduced in future years, and all new positions authorized for the Police Department beginning with fiscal year 1994-1995 shall also be dedicated to neighborhood policing and patrol."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Maher, seconded by Supervisor Kaufman moved to further amend Section (d) to read as follows: "(d) The number of positions in the Police Department dedicated to neighborhood policing and patrol for fiscal year 1993-1994 shall not be reduced in future years, and all new full duty sworn officers authorized for the Police Department beginning with fiscal year 1994-1995 shall also be dedicated to neighborhood policing, patrol and investigations."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Maher, seconded by Supervisor Kennedy, moved to further amend Section (d) to read: "(d) The number of full duty sworn officers in the Police Department dedicated to neighborhood policing and patrol for fiscal year 1993-1994 shall not be reduced in future years, and all new full duty sworn officers authorized for the Police Department beginning with fiscal year 1994-1995 shall also be dedicated to neighborhood community policing, patrol and investigations."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Third Draft ordered submitted as amended by the following vote:

Ayes: Supervisors Alioto, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisors Bierman, Hallinan - 2.

Ordered Submitted

[Ballot Measure]

Charter amendment (First Draft) amending Section 7.309 relating to the financing of the acquisition of equipment. (Supervisor Shelley)

File 320-93-1

(January 24, 1994 - Consideration continued to January 31, 1994.)

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Hallinan - 2.

Recommendation of Select Committee on Base Closures

Adopted

[Base Conversion]

Resolution endorsing the concept of a public benefit corporation to assist with the conversion of military bases in San Francisco, and urging the Redevelopment Agency, City Planning, City Attorney and Mayor's Office to begin work to determine the steps necessary to create such a corporation. (Supervisors Shelley, Kennedy, Bierman, Alioto)

File 244-94-1, Resolution No. 96-94

(January 24, 1994 - Consideration continued to January 31, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Hallinan - 2.

#### NEW BUSINESS

#### Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Art Commission]

Ordinance appropriating \$760,548, Art Commission, of Hotel Tax Funds to the Cultural Equity Endowment Funds for fiscal year 1993-94; (includes two positions, equipment purchase, other non-personal services and materials and supplies); providing for review in six months and annually thereafter. (Controller)

File 101-93-71, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Art Commission, Add Two Positions]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of two positions in the Art Commission. (Civil Service Commission)

File 102-93-20, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Appropriation, Dept. of Public Health (SFGH)]

Ordinance appropriating \$20,000,000, San Francisco General Hospital, to allow to participate in the SB 1255 Disproportionate Share Payment Program through the California Medical Assistance Commission during fiscal year 1993-94; funded from Disproportionate Share Program Revenues. (Supervisors Alioto, Bierman, Hsieh)

File 101-93-72, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Adopted

[General Obligation Refunding Bonds]

Resolution authorizing the issuance from time to time in one or more series of not to exceed \$600,000,000 aggregate principal amount of City and County of San Francisco General Obligation Refunding Bonds; approving the form and authorizing the execution of declaration of trusts; authorizing the appointment of depositories and other agents; approving the form and authorizing the execution and delivery of escrow agreements; approving the tax levy for repayment of the bonds; approving procedures for the sale and award of bonds; approving the form of and authorizing the publication of official notices of sale; authorizing the publication of notices of intention to sell; approving the form of and authorizing the execution and delivery of bond purchase agreements; authorizing selection of underwriters; approving the form of and authorizing the distribution of preliminary official statements and authorizing execution and delivery of official statements; approving the appointment of verification agents; approving the retention of other agents and payment of compensation to such agents; authorizing payment of costs of issuance; authorizing the filing of a validation action; approving modifications to documents; ratifying actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds and the refunding of certain outstanding general obligation bonds. (Chief Administrative Officer)

File 170-94-1, Resolution No. 93-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Recommendation of Economic Vitality and Social Policy Committee

Referred to Committee

(Supervisor Kaufman excused from voting.)

[Interest Rates on Security Deposits]

Ordinance amending Administrative Code, to change the amount of annual interest earned on security deposits from a simple five percent to the rate determined by the Annual Rental Increase provisions, as defined in Administrative Code Section 37.3(a)(1) and Rent Board Rules and Regulations Section 1.12, in effect at the time said interest is payable. (Supervisor Kennedy)

File 97-93-52, Ordinance No.

(Amends Section 49.2.)

Supervisor Kaufman Excused From Voting

On advise of the City Attorney, Supervisor Kaufman requested to be excused from voting because of possible conflict of interest.

Thereupon, Supervisor Kennedy, seconded by Supervisor Conroy, moved to excuse Supervisor Kaufman from voting.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Hallinan Excused From Voting

On advise of the City Attorney, Supervisor Hallinan requested to be excused from voting because of possible conflict of interest.

Thereupon, Supervisor Migden, seconded by Supervisor Bierman, moved to excuse Supervisor Hallinan from voting.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.



Absent: Supervisors Kaufman, Maher - 2.

Supervisor Kennedy, seconded by Supervisor Leal, moved to amend to change the amount of annual interest earned on security deposits to the rate based on passbook rate.

After a period of debate, there being no objection, Supervisor Kennedy withdrew the motion to amend.

Supervisor Kennedy, seconded by Supervisor Maher, moved to rerefer to the Economic Vitality and Social Policy Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Excused: Supervisors Hallinan, Kaufman - 2.

Recommendations of Health, Public Safety and Environment Committee

Adopted

[Supporting AB 2020]

Resolution supporting Assembly Bill 2020 which would allow optometrists to utilize therapeutic pharmaceutical agents and to accept Medi-Cal patients. (Supervisors Hallinan, Alioto)

File 12-93-29, Resolution No. 83-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Senior Escort Layoffs Impact]

Resolution urging the Mayor to provide the supplemental appropriation needed to fully staff the Senior Escort Program. (Supervisors Hallinan, Alioto, Bierman, Shelley)

File 313-93-1, Resolution No. 98-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendation of Housing and Land Use Committee

Adopted

[Change Churchill Street to Turk Murphy Lane]

Resolution changing Churchill Street to Turk Murphy Lane. (Supervisor Bierman)

File 75-93-4, Resolution No. 92-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley Salieri, supports classical music, File 197-94-1;

Marvis J. Phillips, 24 hour drop in center for mental health services;

Anne Fibush, supports making money for Muni;

Dehnert Queen, patriarch versus matriarch society;

Kathy Perry, Geneva Towers, African-American status;

Ace Washington, African-American, Black History Month;

Susan Sundancer, disability rights;

Greg Price, reinstate district elections, Food Not Bombs;  
Cati A. Okorie, community image;  
Robert Pender, security deposit legislation, File 97-93-52;  
Richard Robinson, homeless community outreach program.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Commend, Penelope Douglas]  
Resolution commending Penelope Douglas for her dedication and leadership at Larkin Street Youth Center in San Francisco. (Supervisors Shelley, Alioto)

File 6-94-5, Resolution No. 82-94

(January 24, 1994 - Introduced in Board for consideration on January 31, 1994.)

Adopted.

[Federal Legislation, Opposing HR 2862]  
Resolution urging the President of the United States to appoint an Assistant Attorney General for Civil Rights who has a track record consistent with the intent of the 1965 Voting Rights Act. (Supervisor Kennedy)

File 13-94-6, Resolution No. 84-94

(January 24, 1994 - Introduced in Board for consideration on January 31, 1994.)

Adopted.

[Street Closing, Larkin Street, Tet Festival]  
Resolution authorizing temporary closing of a portion of Larkin Street (including intersections), between Eddy and O'Farrell Streets, on February 5, 1994, from 5:00 a.m. until 6:00 p.m., for Tet (Lunar) Festival. (Supervisors Hsieh, Alioto)

File 42-94-1, Resolution No. 90-94

(January 24, 1994 - Introduced in Board for consideration on January 31, 1994.)

Adopted.

[Street Closing, Chinese New Year Festival]  
Resolution authorizing temporary closing of a portion of Quincy Street, between California and Pine Streets, February 9, 1994 at 12:05 a.m. until February 27, 1994 at 12:00 midnight, for Chinese New Year Festival, carnival. (Supervisors Hsieh, Alioto)

File 42-94-2, Resolution No. 91-94

(January 24, 1994 - Introduced in Board for consideration on January 31, 1994.)

Adopted.

[Committee to Save Classical Music on KKHI]  
Resolution expressing support for the efforts of the "Committee to Save Classical Music on KKHI" and urging Westinghouse Broadcasting to continue with its classical format in San Francisco. (Supervisors Bierman, Alioto)

File 197-94-1, Resolution No. 94-94

(January 24, 1994 - Introduced in Board for consideration on January 31, 1994.)

Adopted.

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisor Alioto)

File 30-94-1.2

(January 24, 1994 - Introduced in Board for consideration on January 31, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Hallinan, Hsieh, Maher, Shelley - 4.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-5, Resolution No. 78-94

(Sharon Gadberry, member, Human Rights Commission, February 1 - 8; J. Stanley Mattison, Vice President, Airports Commission, January 27 - 30, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Hallinan, Hsieh, Maher, Shelley - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Annual Appropriation Ordinance, Amend]

Ordinance amending the Administrative Provisions of the Annual Budget and Appropriation Ordinance to reflect the charter changes resulting from the voters' approval of Proposition L in the November 1993 election (create Human Resources Department). Supervisor Kaufman presented. Referred to Budget Committee

File 101-93-002.05.

[Annual Appropriation Ordinance, Amend]

Ordinance amending Annual Appropriation Ordinance No. 241-93 by amending Sections 1 through 32 to reflect the organizational and administrative changes approved by the voters' enactment of Proposition L in the November 1993 election (create Human Resources Department). Supervisor Kaufman presented. Referred to Budget Committee

File 101-93-002.06.

[Annual Salary Ordinance, Amend]

Ordinance amending the administrative provisions of the Annual Salary Ordinance (Ord. No. 242-93) to reflect the charter changes resulting from the voters' approval of Proposition L in the November, 1993

Monday, January 31, 1994

election (create Human Resources Department). Supervisor Kaufman presented. Referred to Budget Committee

File 102-93-002.01.

[Renaming Hall of Justice]

Ordinance amending Administrative Code by adding Section 4.22 which names the Hall of Justice at 850 Bryant Street as the Thomas J. Cahill Hall of Justice. Supervisor Conroy presented. Referred to Health/Public Safety/Environment Committee.

File 097-94-010.

[Human Resources Department]

Ordinance amending Administrative Code by amending Section 3.2 to substitute the Human Resources Department for the Civil Service Commission. Supervisor Kaufman presented. Referred to Budget Committee

File 097-94-011.

[Employee Relations Ordinance]

Ordinance amending Administrative Code by amending Sections 16.200 through 16.220, Employee Relations Ordinance, to reflect the organizational and administrative changes made by the voters' approval of Proposition L at the November 1993 election (Human Resources Department). Supervisor Kaufman presented. Referred to Budget Committee

File 097-94-012.

[Unreinforced Masonry Building Appeals Board]

Ordinance amending Building Code by amending Sections 203(i), 204(a), 212(d), 333.5 and 1405 and adding Section 1408 to establish an Unreinforced Masonry Building (UMB) Appeals Board and establishing fees therefor. Supervisor Hsieh presented. Referred to Joint Budget/Housing and Land Use Committee with request it be considered at the February 9, 1994 meeting.

File 114-94-001.

[Garbage, Litter Receptacles]

Ordinance amending Public Works Code by amending Section 170 to prohibit the placement of garbage receptacles on any street, sidewalk or any other dedicated public right-of-way except on certain days and after 6:00 p.m. or after the close of business on the day before collection. Supervisor Bierman presented. Referred to Housing and Land Use Committee.

File 123-94-001.

[Workers' Compensation]

Ordinance implementing Charter Section 3.662 by providing for transfer of all programs, staff and authority relating to the management and administration of health services of City employees and the transfer of all programs and staff relating to the policy, management and administration of the workers' compensation system to the Department of Human Resources. Supervisors Kaufman, Leal, Shelley presented. Referred to Budget Committee.

File 221-94-001.

[1994-95 Children Service Plan]

Resolution approving the 1994-95 Children's Services Plan (CSP) for Children's Fund in accordance with Charter Section 6.415. Supervisors Kennedy, Alioto presented. Referred to Joint Economic Vitality and Social Policy/Budget Committee with request it be considered at the February 8, 1994 meeting.

File 185-93-002.

Referred to Board

[Proclaim, Cruise Vacation Month, February 1994]

Resolution urging the Mayor to declare the month of February 1994 as Cruise Vacation Month in San Francisco. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar February 7, 1994.

File 004-94-003.

Referred to Committee

[Stop Intersection, Washington and Jones Streets]

Resolution designating Washington and Jones Streets, southwest corner, stopping eastbound Washington Street traffic as "Stop" intersection. Supervisor Alioto presented. Referred to Housing and Land Use Committee with request it be considered at the February 17, 1994 meeting.

File 018-94-003.

[Private Industry Council, Representation]

Resolution urging the Mayor to appoint two additional members to the Private Industry Council, one representing a homeless advocacy organization and one representing a veterans' organization to be recommended by the Coalition on Homelessness. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 156-94-001.

Referred to Board

[Task Force on Prostitution, Add One Member]

Resolution amending the Task Force on Prostitution to add one additional member to represent the Proactive Youth Coalition. Supervisor Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar February 7, 1994.

File 174-94-001.02.

Referred to Committee

[Peninsula Corridor Joint Powers Board Agreement]

Resolution authorizing execution of an amendment to Joint Powers Agreement between the City and County of San Francisco, the San Mateo County Transit District and the Santa Clara County Transit District to replace an appointment of the City's Public Utilities Commission as a representative of the City on the Joint Powers Board with an appointment of the Airports Commission. Supervisor Hsieh presented. Referred to Budget Committee.

File 172-94-002.

Requests for Hearings:

[Projected Budget Shortfall, 1994-95]

Hearing to consider the Joint Report of the Controller, Mayor's Office, and Budget Analyst on the projected budget shortfall for fiscal year 1994-95. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the February 2, 1994 meeting.

File 100-94-003.

[Salary Standardization, 1994-95]

Hearing to consider the Department of Human Resources staff report, "Preliminary Salary Recommendations for Fiscal Year 1994-95." Supervisor Conroy presented. Referred to Government Efficiency/Labor Committee.

File 106-94-001.

[Hayes Valley/Western Addition, Task Force]

Hearing to consider new designations for appointments to the Hayes Valley/Western Addition Transportation Task Force. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 174-94-003.

[Alcoholic Beverages, Kezar Stadium]

Hearing to consider the sale of alcoholic beverages at Kezar Stadium. Supervisor Maher presented. Referred to Health/Public Safety/Environment Committee

File 193-94-001.

[Juvenile Probation Department Overtime]

Hearing to consider overtime in the Juvenile Probation Department. Supervisor Conroy presented. Referred to Budget Committee

File 214-94-004.

[Statistics on Juvenile Crime]

Hearing to consider the accuracy of the recently released juvenile crime statistics and their

relationship to the apparent implementation of the Serious Habitual Offender Program by the San Francisco Police Department. Supervisor Hallinan presented. Referred to Health/Public Safety/Environment Committee

File 214-94-005.

[Youth and Weapons, Crime on Muni-in Schools]

Hearing to consider youth and weapons, youth crime on Muni and safety and crime issues in schools. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 216-94-002.

[Community Hearing - Western Addition]

Hearing to consider the quality of life in the Western Addition Community to include public safety, health services, senior and youth services, and other issues of concern to the Western Addition Neighborhood. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee

File 220-94-001.

[Workers Compensation]

Hearing to consider Workers Compensation issues. Supervisor Conroy presented. Referred to Government Efficiency/Labor Committee.

File 221-94-002.

#### Motions:

Referred to Committee

[Assessment Appeals Board]

Motion directing the clerk of the Board of Supervisors to submit to the Mayor a request for a supplemental appropriation for \$101,663 to strengthen the Department of the Board of Supervisors in its ability to hear property tax assessment appeals. Supervisor Alioto presented. Referred to Budget Committee with request it be considered along with File 97-93-51.1.

File 069-94-002.

Referred to Board

[Management Audit, Police Department]

Motion directing the Budget Analyst of the Board of Supervisors to conduct a management audit of the San Francisco Police Department and to give the audit priority over pending requests for management audits. Supervisor Kaufman presented. Referred to Board for Adoption Without Committee Reference Calendar February 7, 1994.

File 165-94-003.

#### Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-077. [Appropriation, Department of Public Works] Ordinance appropriating and certifying, \$48,841 Department of Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken. RO #93210 (Controller) Referred to Budget Committee.

File 101-93-078. [Appropriation, Board of Supervisors] Ordinance appropriating \$9,300. Board of Supervisors, from the General Fund Reserve to allow increase of the professional services contract with the Budget Analyst for the review of Memorandums of Understanding for fiscal year 1993-94. (Also see File 69-93-2) RO #93213 (Controller) Referred to Budget Committee.

File 101-93-079. [Appropriation, Mayor, Community Development Office] Ordinance appropriating \$104,127, Mayor's Office of Community Development, from the Dispute Resolution Program Fund to continue contracts for dispute resolution services in 1993-94; providing for ratification of action previously taken; funded from existing fund balance (includes funding for professional services). RO #93214 (Controller) Referred to Budget Committee.

File 101-93-080. [Appropriation, Mayor's Office of Housing] Ordinance appropriating \$27,700, Mayor's Office of Housing, in Housing Program fees, to administer the Mortgage Credit Certificate Program for fiscal year 1993-94; providing for ratification of action previously taken. (includes funding for

non-personal services). RO #93215 (Controller) Referred to Budget Committee.

File 045-94-007. [Settlement of Litigation of Hong Fun Ma] Ordinance authorizing settlement of litigation of Hong Fun Ma against the City and County of San Francisco by payment of \$62,500 and release of medical lien in the amount of \$10,927. (Superior Court No. 934-089) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 060-94-001. [Special Election, June 7, 1994] Ordinance calling and providing for a Special Election to be held in the City and County of San Francisco, Tuesday, June 7, 1994, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following Municipal Improvements,

to wit: ninety-five million dollars (\$95,000,000) for acquisition, construction and/or reconstruction of certain improvements for the San Francisco Unified School District; and that the estimated cost of City and County of said Municipal Improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated costs of such Municipal Improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; and providing that the election precincts, voting places and officers for election shall be the same as for such General Election. (Chief Administrative Officer) Referred to Budget Committee.

File 097-94-007. [Hold Harmless Agreement, Dept of Social Services] Ordinance amending Administrative Code by adding Section 1.45 thereto, authorizing the Department of Social Services to enter into hold harmless agreements with the Regents of the University of California for providing services under agreements with the Department of Social Services. (Department of Social Services) Referred to Government Efficiency/Labor Committee.

File 097-94-008. [Hold Harmless Agreements, PUC] Ordinance amending Administrative Code by adding section 1.44 thereto, authorizing the Public Utilities Commission to execute hold harmless agreements with the vendors of use transit vehicles. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 097-94-009. [Hold Harmless Agreements, Dept. of Public Health] Ordinance amending Administrative Code by adding Section 1.42 thereto, authorizing the Health Commission to executive hold harmless agreements with Alameda County when contracting for certain mental health services. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

#### Resolutions Referred to Committee

File 153-93-001.01. [Federal Challenge Grant - Dept. of Social Services] Resolution authorizing the Department of Social Services to accept and expend a Federal Challenge Grant allocation from the State Department of Social Services, Office of Child Abuse Prevention in an amount of \$4,559.50 to provide child abuse and neglect prevention intervention services in federal fiscal years October 1993 through September 1995; granting the Department's request for a waiver of the City's indirect costs and authorizing the General Manager of the Department of Social Services to sign the application/assurance form. Referred to Government Efficiency/Labor Committee.

File 010-94-001. [Encroachment Permit, S.F. Museum of Modern Art] Resolution granting revocable permission to the San Francisco Museum of Modern Art to construct a PG&E underground transformer vault with six (6) heavy duty circular grates and six (6) liftouts and two (2) Areaway gratings on Minna Street fronting 151 Third Street (Block

3722, Lot 48) and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works) Referred to Housing and Land Use Committee.

File 027-94-001. [Emergency Cable Replacement, Airport] Resolution approving a declaration of emergency, emergency cable replacement, Cable 4AJ-1, San Francisco International Airport - \$105,000; Airport Contract No. 3349. (Airports Commission) Referred to Budget Committee.

File 047-94-002. [New Parking Rates, Mission-Bartlett Garage] Resolution approving new parking rates at the Mission-Bartlett Parking Garage. (Department of Parking and Traffic) Referred to Budget Committee.

File 048-94-001. [Unlitigated Claim, De Ran Tan/Yu Yan Tan] Resolution approving the settlement of the unlitigated claim of De Ran Tan and Yu Yan Tan by payment of \$19,734. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 089-94-004. [SDI Coverage for Classification 1373] Resolution authorizing enrollment of Classification 1373 Special Assistant XIV, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 089-94-005. [SDI Coverage for Classification 1120] Resolution authorizing enrollment of

Classification 1120 Director, Department of Animal Care and Control, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 089-94-006. [SDI Coverage for Classification 1367] Resolution authorizing enrollment of Classification 1367 Special Assistant VIII, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 093-94-001. [Amend MOU, Laborers International Union Loc 261] Resolution ratifying Letter of Agreement with Laborers International Union, Local 261. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Conroy, that letter of inquiry be sent to Director of Airport concerning what selection process is used to determine the choice of concession leases at San Francisco International Airport and if any deference is given to California-based companies competing in the bid process.

By Supervisor Conroy, that letter of inquiry be sent to Controller to obtain the following information: 1993-1994 temporary salaries and premium pay budget and actual year to date expenditures by department; payroll information concerning filled temporary positions by classification for each department.

By Supervisor Conroy, that Budget Analyst look at premium pay paid to City workers as well as the amount of money we spend on temporary workers and in which departments temporary workers are employed.

By Supervisors Kennedy, Alioto, that City Attorney prepare charter amendment adding a section to establish and maintain the Senior Escort Division within the San Francisco Police Department to be fully funded and staffed at the 1992-93 level.

By Supervisor Migden, that City Attorney prepare ordinance amending the Administrative Code which would base the interest paid to tenants on security deposit to the interest paid on U.S. Treasury bills in the first week of January.

By Supervisor Kaufman, that City Attorney draft ordinance to amend the Planning Code and provide controls regarding the establishment of alternative jail sites in residential neighborhoods by requiring a conditional use permit.

By Supervisors Bierman, Alioto, that letter be sent to City Attorney concerning Matrix litigation, Joyce v. City and County of San Francisco inquiring about her knowledge of this matter; what her justification for obtaining these records without consent, a subpoena or other legal protection for the people whose records were seized; and what steps she intends to take to ensure that confidentiality of such records is safeguarded in the future; and whether the City intends to comply with Magistrate Brennan's order and whether the City intends to appeal the order to Judge Jensen.

By Supervisors Bierman, Alioto, that letter be sent to General Manager, Department of Social Services, concerning Matrix litigation, Joyce v. City and County of San Francisco, seeking a complete investigation and inquiring about his knowledge of this matter; how many files were turned over to counsel; when were such files removed by the department; to whom were they given; how does the General Manager ensure compliance with state and local laws regarding confidentiality of social service records; what steps he intends to take to ensure that this does not happen again; whether employees involved in this will face discipline or sanctions.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Willie Lewis Brown (By the entire Board)  
Steven Sierra (By the entire Board)  
P. Thomas Cady (Supervisor Alioto)  
Nesha Medwin (Supervisor Alioto)  
Gordon Peters (Supervisor Hallinan)  
Roberta Hunter (Supervisor Kennedy)  
Robert Henry Burns (Supervisor Kennedy)  
Lorina Hanberry (Supervisor Kennedy)  
Cheryl Azbill (Supervisors Migden, Bierman, Hallinan)  
Earl Moss (Supervisor Bierman)  
Frank Marx (Supervisor Bierman)  
Young Tae Oh (Supervisors Leal, Migden, Hsieh, Bierman)



Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:13 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on February 22, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors



Monday, February 7, 1994

# **Journal of Proceedings**

*The Minutes of the*

# **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, February 7, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noted absent at first roll call:

Supervisor Conroy - 1.

Quorum present.

Supervisor Conroy was noted present at 2:12 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Migden, seconded by Supervisor Bierman, moved that the Journals of Proceedings for Tuesday, October 12, 1993 and Monday, October 18, 1993, and Monday, January 24, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

CONSENT CALENDAR

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation, William Carl Cassio]

Ordinance authorizing settlement of litigation of William Carl Cassio against the City and County by payment of \$18,000. (City Attorney)

File 45-94-1, Ordinance No.

(Superior Court No. 950-111.)

Passed for second reading.

Adopted

[1993-94 JJDP Planning Grant]

Resolution authorizing the Mayor of San Francisco to apply for, retroactively, accept and expend funds in the amount of Three Thousand Seven Hundred Thirty Eight (\$3,738) Dollars which includes indirect costs of \$187 based on five percent of the total grant award made available through the Office of Criminal Justice Planning for a project entitled "1993/94 JJDP Planning Grant" and agreeing to provide cash match in the amount of \$3,738. (Mayor)

File 68-94-3, Resolution No. 109-94

Adopted.

[Chinatown Youth Center]

Resolution authorizing the Mayor of San Francisco to apply for, retroactively, accept and expend funds in the amount of \$40,270 made available through the Office of Criminal Justice Planning for a project entitled "Chinatown Youth Center", and waiving indirect costs. (Mayor)

File 68-94-4, Resolution No. 110-94

Adopted.

[Juvenile Diversion Expansion Project]

Resolution authorizing the Mayor of San Francisco to apply for, retroactively, accept and expend funds in the amount of \$30,943 made available through the Office of Criminal Justice Planning for a project entitled "Juvenile Diversion Expansion Program", and waiving indirect costs. (Mayor)

File 68-94-5, Resolution No. 111-94

Adopted.

[Federal Funding - Emergency Shelter Grants Program]

Resolution approving the 1994 Emergency Shelter Grants Program and expenditure schedule and authorizing the Mayor on behalf of the City and County of San Francisco to apply for, accept and expend a \$644,000 entitlement under the Emergency Shelter Grants Program from the U.S. Department of Housing and Urban Development. (Supervisors Hallinan, Alioto)

File 68-94-6, Resolution No. 112-94

Adopted.

[SDI Coverage for Classifications 1365 and 1372]

Resolution authorizing enrollment of Classifications 1365 Special Assistant VI, and 1372 Special Assistant XIII, in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-1, Resolution No. 113-94

Adopted.

[SDI Coverage for Classifications 1370 and 1371]

Resolution authorizing enrollment of Classifications 1370 Special Assistant XI and 1371 Special Assistant XII, in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-2, Resolution No. 114-94

Adopted.

[SDI Coverage for Classification 1369]

Resolution authorizing enrollment of Classification 1369 Special Assistant X, in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-3, Resolution No. 115-94

Adopted.

[Grant - State Funds]

Resolution authorizing the District Attorney of San Francisco to apply for retroactively, accept and expend grant funds in the amount of \$236,141 which includes indirect costs of \$11,245 based on five percent of the total grant award made available through the California Office of Criminal Justice Planning for the operation of the career criminal program for the twelve month period July 1, 1993 through June 30, 1994. (Supervisor Conroy)

File 138-94-2, Resolution No. 122-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Appropriation, Art Commission]

Ordinance appropriating \$760,548, Art Commission, of Hotel Tax Funds to the Cultural Equity Endowment Funds for fiscal year 1993-94; (includes two positions, equipment purchase, other non-personal services and materials and supplies); providing for review in six months and annually thereafter. (Controller, Supervisor Alioto)

File 101-93-71, Ordinance No. 71-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

[Art Commission, Add Two Positions]

Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the addition of two positions in the Art Commission; companion measure to File 101-93-71. (Civil Service Commission, Supervisor Alioto)

File 102-93-20, Ordinance No. 68-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Kennedy - 1.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

[Appropriation, Dept. of Public Health (SFGH)]

Ordinance appropriating \$20,000,000, San Francisco General Hospital, to allow the City to participate in the SB 1255 Disproportionate Share Payment Program through the California Medical Assistance Commission during fiscal year 1993-94; funded from Disproportionate Share Program Revenues. (Supervisors Alioto, Bierman, Hsieh)

File 101-93-72, Ordinance No. 75-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

Recommendations of Budget Committee and  
Health, Public Safety and Environment Committee

Finally Passed

[Protection of Public Health and Safety in Taxicab Services] Ordinance amending Police Code, requiring training for taxicab drivers, installation of safety equipment in taxicabs and compliance with California workers' compensation statutes and regulations. (Supervisors Shelley, Alioto, Hallinan, Migden, Bierman)

File 121-92-11, Ordinance No. 76-94

(Fiscal Impact.)

(Adds Sections 1147 through 1147.6.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading as Amended

(Supervisor Alioto dissenting in Committee.)

[Appropriation, County Clerk/Recorder]

Ordinance appropriating \$40,304, Department of County Clerk/Recorder, for miscellaneous revenue, permanent salaries-miscellaneous and mandatory fringe benefits for the creation of two positions for fiscal year 1993-94, Recorder Indexing Project. (Controller)

File 101-93-58, Ordinance No.

(Fiscal Impact.)

Supervisor Hsieh, seconded by Supervisor Maher, moved to amend page one, line 23, by changing "8108 N" to "8108 L".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 9.

Noes: Supervisors Kennedy, Maher - 2.

(Supervisor Alioto dissenting in Committee.)

[Recorder's Office/Add 2 Positions]

Ordinance amending Annual Salary Ordinance, 1993-94, Recorder's Office, reflecting the addition of two positions (Classifications 8108 Sr. Legal Process Clerk and 1819 MIS Specialist III); companion measure to File 101-93-58. (Department of Human Resources)

File 102-93-24, Ordinance No.

Supervisor Hsieh, seconded by Supervisor Migden, moved to amend line 13, by changing "8108 N" to "8108 L".



Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 9.

Noes: Supervisors Kennedy, Maher - 2.

Passed for Second Reading

[Appropriation, Municipal Court]

Ordinance appropriating \$54,600, Municipal Court, for permanent salaries and fringe benefits for fiscal year 1993-94; providing for ratification of action previously taken; funded from Municipal Court salary savings; judges salary increase. (Supervisors Alioto, Bierman)

File 101-93-69, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Municipal Court/Salaries and Wages]

Ordinance amending Annual Salary Ordinance, 1993-94, Municipal Court, to provide a salary increase for judges, commissioners and clerk administrator, effective January 1, 1994; companion measure to File 101-93-69. (Supervisors Alioto, Bierman)

File 102-93-22, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Department of Social Services]

Ordinance appropriating \$547,900, Department of Social Services, of federal and state revenues for an expanded (GAIN) Greater Avenues for Independence program for fiscal year 1993-94; (includes seven positions, payments to non-profit service providers and GAIN clients, equipment and materials and supplies). (Supervisor Bierman)

File 101-93-73, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 9.

Noes: Supervisors Kennedy, Maher - 2.

[Department of Social Services/Add 7 Positions]

Ordinance amending Annual Salary Ordinance, 1993-94, Department of Social Services, reflecting the addition of seven positions (Classifications 1426 Sr. Clerk Typist (1), 2914 Social Worker Supervisor (1), 2910/12 Sr. Social Worker (3) and 9702 Employment and Training Specialist (2); companion measure to File 101-93-73. (Supervisor Bierman)

File 102-93-23, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 9.

Noes: Supervisors Kennedy, Maher - 2.

[Appropriation, SB 855 Disproportionate Share]

Ordinance appropriating \$1,421,450, San Francisco General Hospital, in Medi-Cal, Medi-care and insurance revenues to adjust the City's participation in SB 855 Disproportionate Share Payment program for fiscal year 1993-1994; includes revenue transfer to the General Fund and SB 855 match in other non-personal services. (Supervisors Hsieh, Alioto)

File 101-93-75, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Appropriation, Budget Analyst]

Ordinance appropriating \$9,300 from the General Fund Reserve to allow the Board of Supervisors to increase the professional services contract with the Budget Analyst for the review of Memoranda of Understanding for fiscal year 1993-94. (Controller)

File 101-93-78, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted

["Zero Base" Budget Analysis]

Motion directing the Clerk of the Board of Supervisors to submit a supplemental appropriation to the Mayor for \$225,000 to do a "zero base" budget analysis of the General Fund budget of the City and County of San Francisco. (Supervisors Hsieh, Alioto, Migden, Maher, Shelley, Leal)

File 69-94-1

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted as Amended

[Budget Analyst to do Memorandum of Understanding]

Motion amending the agreement between the Budget Analyst and the Board of Supervisors to provide that the Budget Analyst will provide a report to the Budget Committee and to the Board of Supervisors on the estimated cost of each provision in Memoranda of Understanding submitted to the Board of Supervisors for approval. (Supervisor Kaufman)

File 98-93-2

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to amend line 11, after "Supervisors" by inserting "with a copy of said report to be furnished to the affected employee organization".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Hallinan, Shelley - 2.

Adopted

[Management Audit, Homeless Programs]

Motion directing the Budget Analyst to conduct a comprehensive management audit of programs affecting the homeless administered by the City and County of San Francisco. (Supervisors Alioto, Bierman)

File 165-93-10

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Recommendation of Budget Committee and Rules Committee

Passed for Second Reading

[Ballot Pamphlet Materials]

Ordinance amending Administrative Code, relating to the preparation of ballot pamphlet materials. (Supervisor Bierman)

File 97-94-1, Ordinance No.

(Fiscal Impact.)

(Amends Sections 5.70, 5.71, 5.71-1, 5.73, 5.74.2, 5.74.3, 5.74.5, 5.74.6, 5.74.8, 5.74.9, 5.74.10, 5.75, 5.76, 5.78, 5.78.1 and 5.80.)

(January 18, 1994 - Transferred to Budget Committee for review and consideration.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Lease Agreement between Park Express and Port]

Ordinance approving lease agreement between Park Express and the City and County, operating by and through the Port Commission for parking lot operations at Seawall Lot 330 and Pier 30, located at the Port of San Francisco. (Port)

File 65-94-4, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Memoranda of Understanding]

Ordinance requiring the Department of Human Resources and Controller to provide the Board of Supervisors with an itemized accounting of the costs of any memorandum of understanding submitted to the Board of Supervisors for ratification or awarded by arbitration pursuant to collective bargaining. (Supervisor Kaufman)

File 222-94-1, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted

[Reimbursement to Employees]

Resolution authorizing reimbursement for cost of personal property of City and County employee damaged/stolen in the line of duty, in the amount of \$250. (Government Efficiency and Labor Committee)

File 51-93-3.2, Resolution No. 107-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Real Property Lease Amendment]

Resolution authorizing execution of a lease amendment of an existing lease of real property at 160 South Van Ness Avenue for the Controller's Office - Payroll/Personnel Services. (Real Estate Department)

File 64-94-1, Resolution No. 108-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Grant - Federal Section 3 Funds]

Resolution authorizing the Public Utilities Commission to apply for, accept and expend \$48,733,803 in Federal Section 3 Fixed Guideway Capital Assistance and \$12,155,073 from various local match sources such as from State Transit Capital Improvement funds, State Urban Rail Bond funds, State Clean Air and Transportation Improvement Act Bond funds, Regional Local Match funds such as State Transit Assistance funds, Transportation Development Act funds, Bridge Toll Net Revenues, Regional Measure One funds, Gas Tax Revenues, Transit Impact Development fees, San Francisco Municipal Railway Improvement Corporation funds, the San Francisco County sales taxes, Port of San Francisco funds, and/or Catellus Corporation funds for three Municipal Railway Projects; providing for ratification of action previously taken; placing \$17,212,504 on reserve. (Public Utilities Commission)

File 94-93-4, Resolution No. 120-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Grant - State Funds]

Resolution authorizing the District Attorney to apply for, retroactively, accept and expend funds in the amount of \$297,416, which include indirect costs of \$14,871 based on five percent of the total grant amount, available through the Office of Criminal Justice Planning for a project entitled "Victim Witness Assistance Center" for the twelve month period July 1, 1993 through June 30, 1994. (Supervisor Conroy)

File 138-94-1, Resolution No. 121-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Grant for Homeless and Tom Waddell Clinic]

Resolution authorizing the Department of Public Health, Homeless Programs, to accept and expend a grant of \$90,000 which includes indirect costs in the amount of \$10,000, based on 12.5 percent of non-personnel expenditures from the Episcopal Diocese of California for provision of services for homeless persons; providing for ratification of action previously taken; placing \$52,837 on reserve. (Department of Public Health)

File 146-94-1, Resolution No. 123-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Surface Transportation Program (STP) Grant]

Resolution authorizing the Director of Public Works to retroactively apply for, accept and expend up to \$1,997,000 in federal Surface Transportation Program funds for public works projects (Downtown sidewalk widening sidewalk improvements and Downtown pedestrian alleys); placing \$1,279,000 on reserve. (Department of Public Works)

File 148-94-1, Resolution No. 124-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[State Funds for Roadway Improvements]

Resolution authorizing the Director of Public Works to expend up to \$1,172,241 from the State of California for roadway work on city streets in accordance with the State-Local Transportation Partnership Program (4th Cycle) foregoing reimbursement of indirect costs; placing \$1,172,241 on reserve. (Department of Public Works)

File 148-94-2, Resolution No. 102-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[CAO - Moscone Convention Center Management Agreement]

Resolution authorizing the Chief Administrative Officer to enter into a first amendment to and consent to assignment of management agreement for Moscone Convention Center, Brooks Hall, and Civic Auditorium. (Chief Administrative Officer)

File 172-94-1, Resolution No. 103-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Rules Committee

Adopted

[Appointments]

Resolution appointing members to the Hayes Valley and Western Addition Transportation Task Force, terms indefinite. (Rules Committee)

File 92-92-41.2, Resolution No. 118-94

(Craig B. Etlin;  
Lisa Foster;  
Wayne M. Corn;  
Richard Pritchard;  
Diane Dragone;  
Robert T. Czekala;  
Lynne Creighton;  
Cecilia A. Shepard;  
Mary Beth Frederick.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appointment]

Resolution appointing member to the Association of Bay Area Governments, Executive Board, for two year term ending June 30, 1995. (Rules Committee)

File 92-93-39, Resolution No. 117-94

(Supervisor Kevin Shelley, vacant position, alternate to  
Supervisor Willie B. Kennedy.)

Supervisor Shelley Excused From Voting

Supervisor Maher, seconded by Supervisor Kennedy, moved to excuse Supervisor Shelley from voting.

Motion to excuse Supervisor Shelley adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The roll was then called on the pending resolution and it was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Excused: Supervisor Shelley - 1.

[Appointment]

Resolution appointing member to the Bicycle Advisory Committee, for three year term ending December 31, 1996. (Rules Committee)

File 92-93-58.1, Resolution No. 119-94

(Herbert Koller, bicyclist at large, vice Joanna Callenbach, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Ballot Measure Combined Emergency Dispatch Center]

Resolution submitting to the qualified electors of the City and County a proposition authorizing the City to enter into lease financing arrangements for the construction of a combined dispatch center and the acquisition of related equipment, including a computer aided dispatch system, for police, fire, and emergency medical services. (Supervisors Migden, Maher, Shelley)

File 212-94-1, Resolution No. 95-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[Propose Establishing Mission Driven Budget Process]

Resolution establishing that the City and County should move to a mission driven budget process that creates programmatic and policy review and evaluation of the budget. (Supervisors Shelley, Migden, Hsieh)

File 246-93-1, Resolution No. 126-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Hsieh requested to be added as co-sponsor.

[Appointment]

Resolution appointing member to the Telecommunications Policy Committee, for the two year term ending February 1, 1996. (Rules Committee)

File 92-94-2.1, Resolution No. 116-94

(Carole Roberts, Television, vice herself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Proposition 0 Meeting]

Motion ordering the March 22, 1994 meeting of the Health, Public Safety and Environment Committee of the Board of Supervisors to be held at the Ella Hill Hutch Community Center, 1050 McAllister Street, at 6:30 p.m. (Supervisor Shelley)

File 54-94-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

(Pursuant to the provisions of Rule 5.5 of the Board's Rules of Order, at least seven days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order of submission to the electorate.

In accordance therewith, consideration of the following proposed Charter amendments appropriately may be continued at least one week.)

Amendment of the Whole Adopted;  
Rereferred to Committee

[Ballot Measure]

((Charter amendment (Second Draft) adding Section 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting.)) (Supervisors Migden and Shelley, Maher, Hsieh)

Charter amendment (Third Draft) amending Section 6.201 and adding Sections 6.201-1 and 6.201-2 relating to requirements for mission driven budgeting.

File 318-93-1

Supervisor Migden, seconded by Supervisor Kennedy, moved an amendment of the whole entitled, "Charter amendment (Third Draft) amending Section 6.201 and adding Sections 6.201-1 and 6.201-2 relating to requirements for mission driven budgeting."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Migden, seconded by Supervisor Bierman, moved to rerefer to Committee with direction to report back to the Board February 22, 1994.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Amendment of the Whole Adopted;  
Consideration Continued As Amended

[Ballot Measure]

((Charter amendment (Second Draft) amending Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 thereof, regarding employment after retirement for retired persons.)) (Supervisors Migden, Conroy, Kaufman, Maher)

Charter amendment (Third Draft) amending Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 thereof, regarding employment after retirement for retired persons.

File 319-93-1

Supervisor Migden, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Charter amendment (Third Draft) amending Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 thereof, regarding employment after retirement for retired persons."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Migden, seconded by Supervisor Kennedy, moved to continue consideration as amended to February 14, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Health, Public Safety and Environment Committee

Amendment of the Whole Adopted;  
Passed for Second Reading as Amended

[Amending Regulations Governing Sale of Firearms]

Ordinance amending Police Code, relating to the sale, lease or other transfer of firearms, firearm ammunition or firearm ammunition components. (Supervisors Shelley, Alioto, Leal, Hallinan, Bierman, Migden, Conroy, Kaufman, Maher)

File 121-93-18, Ordinance No.

(Amends Sections 613 through 613.7;  
Adds Sections 613.8 through ((613.17)) 613.20.)

Supervisor Shelley, seconded by Supervisor Migden, moved an amendment of the whole entitled, "Ordinance amending Police Code by amending Sections 613 through 613.7 and adding Sections 613.8 through 613.20, relating to the sale, lease or other transfer of firearms, firearm ammunition or firearm ammunition components."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for Second Reading



[Regulating the Discharge of Certain Weapons]

Ordinance amending Police Code, to prohibit, with certain specified exceptions, the discharge of certain weapons in public places within San Francisco; require greater parental responsibility for minors who may come into contact with certain weapons; dispose of certain confiscated weapons; and prohibit minors from possessing certain weapons. (Supervisors Shelley, Alioto, Leal, Hallinan, Bierman, Migden, Conroy, Kaufman, Maher)

File 121-94-1, Ordinance No.

(Adds Sections 4500 through 4508.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Migden, Conroy, Kaufman, Maher requested to be added as co-sponsors.

Adopted

[Gun Control]

Resolution urging the Legislature to remove restrictions on the ability of municipalities to enact appropriate gun control regulations to ensure for the safety of its citizens. (Supervisors Shelley, Alioto, Hallinan, Leal, Bierman, Migden, Conroy, Kaufman, Maher)

File 312-93-1, Resolution No. 127-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Migden, Conroy, Kaufman, Maher requested to be added as co-sponsors.

Adopted as Amended

[Gun Control]

Resolution declaring a zero tolerance policy for illegal gun possession within San Francisco. (Supervisors Shelley, Alioto, Hallinan, Leal, Bierman, Migden, Conroy, Kaufman, Maher)

File 312-93-2, Resolution No. 128-94

Supervisor Kennedy, seconded by Supervisor Bierman, moved to amend page one, line 5, by deleting "been hard hit by the" and insert "seen an".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Migden, Conroy, Kaufman, Maher requested to be added as co-sponsors.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Keith McHenry, police harassment of Food Not Bombs;  
Greg Price, Food Not Bombs;  
Cathy Marsh, police sex harassment, Food Not Bombs;  
Robert Norse Kahn, convicted of serving free food;  
Ace Washington, suspension of privileges to press room;

Leboria Moore, Alice Griffith tenant, police harassment;  
Video tape of December 29, 1993 incident, Food Not Bombs;  
Victor Butkis, against matrix program;  
James Tracy, return of seized Foods Not Bomb van;  
Ms. Goodstein, police presence in Tenderloin;  
Peter Wychnernokoff, request public comment be moved;  
Anne Fibush, reward citizens for good ideas to earn or save money;  
Tom Osher, Food Not Bombs, van, harassment;  
Mr. Dobs;  
Roland Dreamer, Food Not Bombs harassment;  
John Thorndike, matrix program.

Request Granted

By Supervisors Hallinan, Bierman, that letter of inquiry be sent to Chief of Police to determine on what basis was the Food Not Bombs van confiscated, at whose expense is it being held and what must be done to have it released.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Kaufman requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Budget Committee as Amended

[Management Audit, Police Department]

Motion directing the Budget Analyst of the Board of Supervisors to conduct a management audit of the San Francisco Police Department and to give the audit priority over pending requests for management audits. (Supervisor Kaufman)

File 165-94-3

(January 31, 1994 - Introduced in Board for consideration on February 7, 1994.)

Supervisor Kaufman, seconded by Supervisor Leal, moved to amend title, lines three and four by deleting "and to give the audit priority over pending requests for management audits"; amend lines 17 through 21, by deleting the entire "whereas" clause; amend lines 23, 24 and 25 by deleting "and to give the audit priority over management audits previously directed by the Board of Supervisors".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 7.

Absent: Supervisors Conroy, Maher, Migden, Shelley - 4.

At the request of Supervisor Hsieh referred to the Budget Committee.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Proclaim, Cruise Vacation Month, February 1994]

Resolution urging the Mayor to declare the month of February 1994 as Cruise Vacation Month in San Francisco. (Supervisor Shelley)

File 4-94-3, Resolution No. 106-94

(January 31, 1994 - Introduced in Board for consideration on February 7, 1994.)

Adopted.

[Task Force on Prostitution, Add One Member]

Resolution amending the Task Force on Prostitution to add one additional member to represent the Proactive Youth Coalition. (Supervisor Hallinan)

File 174-94-1.2, Resolution No. 101-94

(January 31, 1994 - Introduced in Board for consideration on February 7, 1994.)

Adopted.

[Portside, Condominium Project]

Motion approving final map of Portside, (401 Main Street) a 62-unit Condominium Project, being a resubdivision of Lot 24 in Assessor's Block 3768; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-2

(January 31, 1994 - Introduced in Board for consideration on February 7, 1994.)

Adopted.

[277-279 Clinton Park, Condominium Project]

Motion approving final map of 277-279 Clinton Park, a condominium project, being a resubdivision of Lot 33 in Assessor's Block 3534; and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-3

(January 31, 1994 - Introduced in Board for consideration on February 7, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 7.

Absent: Supervisors Conroy, Maher, Migden, Shelley - 4.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-6, Resolution No. 79-94

(Peter Ashe, member, Retirement Board, March 27 - 28; Mary E. Burns, General Manager, Recreation and Park Department, February 2 - 6; Rand Castille, Director, Asian Art Museum, January 26 - 31, February 18 - 24; Kenneth E. Dowlin, City Librarian, SF Public Library, February 27 - March 1; Anne Halsted, member, Port Commission, January 26 - 30; Sandra R. Hernandez, M.D., Director of Health, January 26 - 28; John Kriken, member, Art Commission, January 24 - 31; J. Stanley Mattison, Vice President, Airports Commission, January 27 - 30; Larry Mazzola, Vice President, Recreation and Park Commission, January 27 - 31, February 2 - 5; Clare Murphy, General Manager, Retirement Board, March 27 - 28; Patrick A. Murphy, President, Airports Commission, February 2 - 3, February 7 - 9; Mark A. Orsi, member, Public Library Commission, February 2 - 3; Melinda L. Paras, member, Health Commission, February 25 - March

10; Harry S. Parker, III, Director, Fine Arts Museums, January 28 - February 4; Manuel A. Rosales, member, San Francisco Redevelopment Agency, January 29 - February 1, February 28 - March 3; Sam Ruiz, member, Recreation and Park Commission; January 26 - February 5; Sue Sommer, member, Recreation and Park Commission, January 26 - 31; Michael S. Strunsky, member, Airports Commission, February 4 - 10; Roselyne C. Swig, member, Public Library Commission, February 1 - 9; Lee B. Vanderveld, member, Social Services Commission, February 3 - 9; Joanne Chow Winship, Director of Cultural Affairs, Art Commission, February 25 - March 2, April 30 - May 15, 1994.)

Adopted.

[Commending Beach Blanket Babylon]

Resolution commending and honoring Beach Blanket Babylon and Steve Silver Productions on its Twentieth Anniversary and urging the Mayor to declare May 24, 1994 as "Beach Blanket Babylon" Day in San Francisco. (Supervisors Maher, Alioto, Conroy, Bierman)

File 6-94-6, Resolution No. 81-94

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal - 7.

Absent: Supervisors Hallinan, Maher, Migden, Shelley - 4.

In connection with the above item, Supervisors Alioto, Conroy, Bierman requested to be added as co-sponsors.

#### IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the following two motions which requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Kennedy, seconded by Supervisor Leal, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal - 7.

Absent: Supervisors Hallinan, Maher, Migden, Shelley - 4.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kennedy, seconded by Supervisor Leal, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal - 7.

Absent: Supervisors Hallinan, Maher, Migden, Shelley - 4.

[Proclaim, Timothy Johnson Day, February 10, 1994]

Resolution proclaiming Thursday, February 10, 1994 as Timothy Johnson Day in San Francisco.

File 004-94-004, Resolution No. 80-94

Supervisors Shelley, Maher, Leal presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal - 7.

Absent: Supervisors Hallinan, Maher, Migden, Shelley - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Redevelopment Agency]

Substitute ordinance amending Administrative Code by repealing Sections 24.1, 24.1-1 and 24.4 which established a Redevelopment Agency, the number of its members and their compensation; adding a new Section 24.1, declaring the Board of Supervisors to be the Redevelopment Agency for the City and County of San Francisco; adopting findings and setting an effective date of July 1, 1994. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 097-93-037.

[Rent Ordinance]

Substitute ordinance amending Administrative Code by amending Section 37.2 to exempt buildings of four (4) or fewer units from the ordinance after it is owner-occupied for twelve (12) continuous months; amending Section 37.9 to create a right of reoccupancy for tenants evicted by owner move-ins; and creating Section 37.9B to establish procedures and rights for reoccupancy of units vacated by the owner occupant. Supervisors Hsieh, Migden presented. Referred to Housing and Land Use Committee.

File 109-93-007.

[Human Resources Department, Workers Compensation]

Substitute ordinance implementing Charter Sections 3.661, 3.662 and 3.663 by providing for transfer of all programs, staff and authority relating to the management and administration of health services of city employees and the transfer of all programs and staff relating to the policy, management and administration of the workers' compensation system to the Department of Human Resources. Supervisors Kaufman, Leal, Shelley presented. Referred to Government Efficiency/Labor Committee.

File 221-94-001.

[State Disability Insurance, Class 9775]

Resolution authorizing enrollment of Classification 9775 in the State Disability Insurance Program. Supervisor Conroy presented. Referred to Government Efficiency/Labor Committee.

File 089-94-007.

[Hold Harmless Agreement, Ferry Terminal Up Grade]

Resolution authorizing the Port to hold the State of California harmless for claims arising from work done or omitted to be done by agents or contractors working on the Ferry Terminal Up-grade Project, at Pier 1/2. Supervisor Hsieh presented. Referred to Budget Committee.

File 172-94-006.

Referred to Board

[Hayes Valley/Western Addition Transportation Task Force]

Resolution amending Resolution No. 541-92 which resulted in the convening of the Hayes Valley/Western Addition Transportation Task Force, to increase the number of community members to be appointed to the task force from 11 to 15 and by providing that two of the membership positions shall be filled by persons nominated by San Francisco Beautiful and the American Institute of Architects. Supervisor Maher presented. Referred to Board for Adoption Without Committee Reference Calendar February 14, 1994.

File 174-94-003.

Referred to Committee

[Trial Court Funding 1994-95]

Resolution electing to become subject to the provisions of the State Trial Court Funding Program for

the period of July 1, 1994 through June 30, 1995. Supervisors Hsieh, Alioto presented. Referred to Budget Committee with request it be considered at the February 16, 1994 meeting.

File 187-94-001.

Referred to Board

[Water Levels at Lake Merced]

Resolution urging the Mayor to urge the Water Department and the Recreation and Park Department to work together to take all necessary steps to raise the water levels at Lake Merced. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 14, 1994.

File 188-94-001.

Referred to Committee

[Workers Compensation Medical Services Component]

Resolution urging the Mayor to urge the appropriate city officials to implement efficiency measures in the medical services component of Workers Compensation Programs; including negotiating preferred provider discounts for physicians receiving referrals as well as for health care providers affiliated with Compalliance PPO Network, and seeking immediate discounts and a rebidding of the existing contract with Saint Francis Memorial Hospital; requesting a report every 60 days on progress being made to implement these recommendations. Supervisors Leal, Kaufman, Maher, Shelley, Hsieh, Migden, Kennedy presented. Referred to Government Efficiency/Labor Committee.

File 221-94-003.

Requests for Hearings:

[Supplemental Appropriation, Child Abduction Unit]

Hearing to consider a supplemental appropriation in the amount of \$80,000 to fund the District Attorney's Office, Child Abduction Unit, for the remainder of fiscal year 1993-94. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the February 16, 1994 meeting.

File 101-93-083.

[San Francisco General Hospital Pharmacy]

Hearing to consider billing procedures at San Francisco General Hospital Pharmacy. Supervisors Hallinan and Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 030-94-006.

[Foster Children - Dept. of Social Services]

Hearing to consider a report on the Department of Social Services' failure to meet many of its goals for taking care of its 3600 children, despite orders from the State. Supervisor Kennedy presented. Referred to Government Efficiency/Labor Committee.

File 107-94-001.

[City-owned Leased Buildings]

Hearing to consider amending Building Code to require all buildings which are acquired or leased by the City to be in compliance with Section 104(f) of the Building Code. Supervisor Hsieh presented. Referred to Housing and Land Use Committee.

File 114-94-002.

[Lake Merced Water Levels]

Hearing to consider the options regarding the water levels at Lake Merced. Supervisors Conroy and Alioto presented. Referred to Economic Vitality/Social Policy Committee.

File 188-94-002.

[Child Abductions in San Francisco]

Hearing to consider the City's response to a recent rash of attempted child abductions and to consider the development of an awareness and education program for parents, teachers and children and to establish a response and networking mechanism to report

incidents to parents, teachers and neighborhood groups. Supervisors Alioto, Conroy presented. Referred

to Economic Vitality/Social Policy Committee.

File 207-94-002.

[Workers Compensation]

Hearing to consider the findings and recommendations of the February 1994 Management Audit conducted by the Budget Analyst. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 221-94-002.01.

[Workers Compensation]

Hearing to consider ways to reform and adjust Health Care Delivery Systems in the City's Workers Compensation Division. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 221-94-002.02.

[Workers Compensation]

Hearing to consider enacting legislation to institute a two-year strategy for the reform of Workers Compensation System. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 221-94-002.03.

[Workers Compensation]

Hearing to consider enacting legislation to restructure the Workers Compensation Division and to implement mandatory training requirements, a recruitment and retention program for skilled employees, and a review and upgrading of necessary experience as well as establishing minimum qualifications for employees dealing with Workers Compensation claims. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 221-94-002.04.

[Workers Compensation]

Hearing to consider enacting legislation to require minimum training for employees and staff support overseeing Workers Compensation claims evaluations and payments as well as investigations. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 221-94-002.05.

[Workers Compensation]

Hearing to consider enacting legislation geared toward mandatory investigations as to work-related injuries to establish City's liability for coverage. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 221-94-002.06.

[Workers Compensation]

Hearing to consider adopting policy statement urging the Mayor to demand accountability of Department Heads for Workers Compensation. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 221-94-002.07.

[City's Emergency Response Capabilities]

Hearing to consider the state of the City's emergency response capabilities. Supervisors Conroy, Alloto presented. Referred to Government Efficiency/Labor Committee.

File 223-94-001.

[Small Claims Court Telephone Advisor]

Hearing to consider the availability of the telephone advisor for Small Claims Court. Supervisor Kennedy presented. Referred to Government Efficiency/Labor Committee.

File 237-94-001.

Motions:

Referred to Board

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 14, 1994.

File 030-94-001.03.

Referred to Committee

[Select Committee, Workers Compensation System]

Motion creating a Select Committee of the Board of Supervisors to develop a strategic two-year plan to reform the Workers Compensation System. Supervisors Conroy, Alioto, Hsieh presented. Referred to Rules Committee.

File 054-94-004.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-081. [Appropriation, Fire Department] Ordinance appropriating \$539,070, Fire Department, 1992 Proposition C Fire Protection Bonds, for capital improvement project for fiscal year 1993-94 (administer Bond Program); providing for ratification of action previously taken. RO #93198 (Controller) Referred to Budget Committee.

File 101-93-082. [Appropriation, Juvenile Probation Department] Ordinance appropriating \$150,533, Juvenile Probation Department, of Federal Subvention Revenue for facilities maintenance at the Youth Guidance Center. RO #93217 (Controller) Referred to Budget Committee.

File 065-94-006. [Lease Amendment, Santa Clara Sand and Gravel] Ordinance authorizing amendment to lease of Water Department Land in Alameda County with Santa Clara Sand and Gravel. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 097-94-013. [Rent Ordinance] Ordinance amending Administrative Code by amending Section 37.9A to limit payment of relocation assistance to tenants in lower income households. (Residential Rent Stabilization and Arbitration Board) Referred to Housing and Land Use Committee.

Resolutions Referred to Committee

File 068-94-007. [Home Program Funds] Resolution approving amendments to procedures for allocating Home Program funds. (Also see Files 68-92-4.1 and 68-93-4.1) (Mayor's Office of Housing) Referred to Government Efficiency/Labor Committee.

File 082-94-001. [Easement Deed - Santa Clara Valley Water District] Resolution authorizing the acceptance of an easement for Bay Division Pipeline Nos. 3 and 4 across the Guadalupe River from the Santa Clara Valley Water District. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 093-94-002. [MOU, Hunters Point Shipyard] Resolution endorsing a non-binding Memorandum of Understanding among the City and County of San Francisco, the Redevelopment Agency of the City and County of San Francisco, and the Department of the Navy of the United States of America, establishing guidelines for the negotiation of binding agreements providing for the acquisition and management by the City and by the Redevelopment Agency of the Hunters Point Shipyard. (Also see File 71-93-1) (Redevelopment Agency) Referred to Select Committee on Base Closures.

File 094-94-001. [1994-95 State Grant - Six Muni Railway Projects] Resolution authorizing the Public Utilities Commission to apply for, accept, and expend \$3,903,020 from 1994-95 State Transit Capital

Improvement Funds, and an equal amount of local matching funds to provide financing for six Municipal Railway projects. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 143-94-001. [Police Hiring Supplemental Program Grant] Resolution authorizing the Chief of Police of the City and County of San Francisco to retroactively apply for, accept and expend funds in the amount of Two Million Dollars (\$2,000,000) for new funding for a three-year project entitled "Police Hiring Supplement Program", plus a cash match of Two Million Eighty Seven Thousand Nine Hundred Forty Dollars (\$2,087,940). (Also see Files 101-93-50 & 102-93-16) (Police Department) Referred to Government Efficiency/Labor Committee.

File 147-94-001. [Public Library - Project Read] Resolution authorizing the City Librarian to apply



retroactively for, accept and expend funds an amount not to exceed \$51,056 of California State Library Funds for tutor/student support and outreach services Project Read through June, 1994. Indirect costs of five percent are contained in the budget of this grant. (Public Library) Referred to Government Efficiency/Labor Committee.

File 172-94-004. [Hold Harmless Agreement, PUC-Disputes Review Board] Resolution authorizing the Public Utilities Commission to enter into hold harmless agreements with members of the Advisory Muni Metro Turnback Construction Contract Disputes Review Board. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 172-94-005. [1993-94 State Child Care Development Contract] Resolution authorizing the execution of an agreement between the City and County of San Francisco and the State of California Department of Education in the amount of \$124,761 for participation by the City and County in the State's Child Care Development Program for fiscal year 1993-94. (Department of Social Services) Referred to Government Efficiency/Labor Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hsieh, that City Attorney prepare ordinance amending Building Code to require all buildings which are acquired or leased by the City to be in compliance with Section 104(f) of the Building Code. File 114-94-2.

By Supervisors Kennedy, Alioto, that City Attorney prepare appropriate legislation placing a moratorium on liquor stores and any store that sells liquor in Bayview Hunters Point, Western Addition, OMI, (Sunnydale) Visitation Valley and guidelines should be established regarding closing hours, loitering, selling to persons who appear to be intoxicated, selling to minors, etc. for current establishments.

By Supervisor Kennedy, that letter of inquiry be sent to General Manager, Recreation and Park Department to determine whether the club house at Alice Griffith Park needs maintenance; such as, no heat, walls full of graffiti (inside and outside), floors need replacing and bathroom needs repair.

By Supervisor Kennedy, that letter be sent to his Honor, the Mayor, urging him to request the Police Department to cancel closure of the Bayview Hunters Point Senior Escort Office, located at the South East Community College, 1800 Oakdale, until the end of the fiscal year.

By Supervisor Kennedy, that City Attorney provide opinion on whether the recent smoking ban at work places apply to City Hall's employee cafeteria. Although there are "No smoking" signs posted, people are still smoking. Does the law apply and if so, why isn't it enforced?

By Supervisor Kennedy, that letter be sent to Director, Real Estate Department, requesting investigation into the feasibility of securing land to build the type of shelters that are being built in Los Angeles County to house the homeless (igloo type housing) with bathroom, kitchen and dining facilities.

By Supervisor Kennedy, that letter be sent to Director of Planning to inquire whether the permit process needs to be amended to allow the construction of igloo type shelters (fiberglass) to be built in a selected area accessible to the homeless population patterned after the Los Angeles project.

By Supervisor Kennedy, that letter be sent to JOBS to inquire whether they can help finance the building of igloo type shelters for the homeless.

By Supervisor Kennedy, that letter be sent to coordinator of the Year-round, High-Risk Disadvantaged Youth Employment Program concerning the National Society of Black Engineers salute to Black Scientist and Inventors event on Saturday, February 26, 1994, from noon to 3:00 p.m. at the Southeast Community Center and inquiring whether it would be feasible for the participants of the youth employment program to attend this function.

By Supervisor Leal, that City Attorney draft various opinions, resolutions, ordinances and charter amendments (9 items) with regard to reform of the Workers Compensation Program.

By Supervisor Conroy, that City Attorney draft various opinions, resolutions, ordinances and charter amendments (37 items) with regard to reform of the Workers Compensation Program as recommended by the February 1994 Management Audit of the Workers Compensation Division. File 221-94-2.1.

By Supervisor Conroy, that letter be sent to the Workers Compensation Task Force requesting that they convene to discuss the findings of the February 1994 Workers Compensation Audit and to allow the Budget Analyst and Supervisor Conroy the opportunity to present the findings and recommendations.

By Supervisor Conroy, that letter be sent to Director of Human Resources requesting comments as to the findings and recommendations of the February 1994 Workers Compensation Audit, an outline for when the Workers Compensation Division could move to the Human Resources Department, the feasibility of a benefits administrator, a health care analyst and the establishment of a Workers Compensation Health Care organization (recommendations #7.2-1 through 7.4-3).

By Supervisor Conroy, that letter be sent to Director of Human Resources and Workers Compensation Division requesting comments and outline of changes to be made to the M.I.S. and a study to determine best way to synthesize information to control costs and to coordinate for separate systems involved in workers compensation benefits.

By Supervisor Conroy, that letter be sent to Controller requesting investigation of physical therapy payments by Workers Compensation Division to determine patterns of abuse or excessive treatments.

By Supervisor Conroy, that letter be sent to Retirement Board inquiring as to their immediate response to available savings in discounts from St. Francis Hospital, negotiating for preferred provider discounts and discounts for diagnostic procedures.

By Supervisor Conroy, that letters be sent to Controller and Director of Human Resources requesting joint report be provided to the Board of Supervisors outlining the potential cost savings in integrating the Health Service System with Workers Compensation Division.

By Supervisor Conroy, that letter be sent to Controller requesting he develop a plan for an integrated computer system unifying accounting controls, payment and information systems for Workers Compensation.

By Supervisor Conroy, that letter be sent to Controller requesting he provide report on Management Information System at Workers Compensation to study ways to better synthesize records, payments and costs of workers compensation claims.

By Supervisor Conroy, that City Attorney provide list of all state and federal agencies involved in water level issues at Lake Merced.

By Supervisor Conroy, that City Attorney draft resolution urging all state and federal agencies to step in and assist in preserving and maintaining Lake Merced.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Mary Shipp Hill (Supervisor Kennedy)  
Clotilde Mims (Supervisor Kennedy)  
Rosetta Williams (Supervisor Kennedy)  
Alcee Courtney (Supervisor Kennedy)  
Bianca Alexandra Robinson (By the Entire Board)

File 2-94-6

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 5:10 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on February 22, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

Monday, February 14, 1994

# **Journal of Proceedings**

*The Minutes of the*

# **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

\_\_\_\_\_  
Monday, February 14, 1994 - 2:00 p.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 7.

Noted absent at first roll call:

Supervisors Bierman, Conroy, Kaufman, Leal - 4.

Quorum present.

Supervisor Bierman was noted present at 2:12 p.m.

Supervisor Conroy excused. (See infra.)

Supervisor Kaufman was noted present at 2:12 p.m.

Supervisor Leal was noted present at 2:24 p.m.

Supervisor Conroy Excused

The Clerk announced that Supervisor Conroy was called out of the city and requested to be excused from attending today's meeting.

Supervisor Maher, seconded by Supervisor Kennedy, moved to excuse Supervisor Conroy.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Leal - 2.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hsieh, moved that the Journals of Proceedings for Monday, October 25 and November 1, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Leal - 2.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Municipal Court]

Ordinance appropriating \$54,600, Municipal Court, for permanent salaries and fringe benefits for fiscal year 1993-94; providing for ratification of action previously taken; funded from Municipal Court salary

savings; judges salary increase. (Supervisors Alioto, Bierman)

File 101-93-69, Ordinance No. 87-94

Finally passed.

[Municipal Court/Salaries and Wages]

Ordinance amending Annual Salary Ordinance, 1993-94, Municipal Court, to provide a salary increase for judges, commissioners and clerk administrator, effective January 1, 1994; companion measure to File 101-93-69. (Supervisors Alioto, Bierman)

File 102-93-22, Ordinance No. 88-94

Finally passed.

[Appropriation, Budget Analyst]

Ordinance appropriating \$9,300 from the General Fund reserve to allow the Board of Supervisors to increase the professional services contract with the Budget Analyst for the review of Memoranda of Understanding for Fiscal Year 1993-94. (Controller)

File 101-93-78, Ordinance No. 77-94

Finally passed.

Recommendation of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation, William Carl Cassio]

Ordinance authorizing settlement of litigation of William Carl Cassio against the City and County by payment of \$18,000. (City Attorney)

File 45-94-1, Ordinance No. 80-94

(Superior Court No. 950-111.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Traffic Regulations, Virginia Street]

Resolution establishment of traffic regulations on Virginia Street. (Department of Parking and Traffic)

File 20-94-2.1, Resolution No. 136-94

Tow-Away, No Stopping Anytime - Establish

Virginia Street, north side, from Winfield Street to 110 feet easterly (110-foot zone, replaces existing red zone).

Virginia Street, south side, from 32 feet to 75 feet east of Winfield Street (43-foot zone, replaces existing red zone).

Adopted.

[Extend Residential Parking Area "U", South of Market]

Resolution extending the boundaries of Residential Permit Parking Area "U" in the South of Market Area and adding Stillman Street, between Second and Third Streets, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-94-2, Resolution No. 139-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

(Supervisor Alioto dissenting in Committee.)

[Appropriation, County Clerk/Recorder]

Ordinance appropriating \$40,304, Department of County Clerk/Recorder, for miscellaneous revenue, permanent salaries-miscellaneous and mandatory fringe benefits for the creation of two positions for fiscal year 1993-94, Recorder Indexing Project. (Controller)

File 101-93-58, Ordinance No. 73-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Migden, Shelley - 7.

Noes: Supervisors Kennedy, Maher - 2.

Absent: Supervisors Conroy, Leal - 2.

(Supervisor Alioto dissenting in Committee.)

[Recorder's Office/Add 2 Positions]

Ordinance amending Annual Salary Ordinance, 1993-94, Recorder's Office, reflecting the addition of two positions (Classifications 8108 Sr. Legal Process Clerk and 1819 MIS Specialist III); companion measure to File 101-93-58. (Department of Human Resources)

File 102-93-24, Ordinance No. 74-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Migden, Shelley - 7.

Noes: Supervisors Kennedy, Maher - 2.

Absent: Supervisors Conroy, Leal - 2.

[Appropriation, Dept. of Social Services]

Ordinance appropriating \$547,900 Department of Social Services, of federal and state revenues for an expanded (GAIN) Greater Avenues for Independence program for fiscal year 1993-94; (includes seven positions, payments to non-profit service providers and GAIN clients, equipment and materials and supplies). (Supervisor Bierman)

File 101-93-73, Ordinance No. 83-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Migden, Shelley - 7.

Noes: Supervisors Kennedy, Maher - 2.

Absent: Supervisors Conroy, Leal - 2.

[Department of Social Services/Add 7 Positions]

Ordinance amending Annual Salary Ordinance, 1993-94, Department of Social Services, reflecting the

addition of seven positions (Classifications 1426 Sr. Clerk Typist (1), 2914 Social Worker Supervisor (1), 2910/12 Sr. Social Worker (3) and 9702 Employment and Training Specialist (2); companion measure to File 101-93-73. (Supervisor Bierman)

File 102-93-23, Ordinance No. 84-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Migden, Shelley - 7.

Noes: Supervisors Kennedy, Maher - 2.

Absent: Supervisors Conroy, Leal - 2.

[Appropriation, SB 855 Disproportionate Share]  
Ordinance appropriating \$1,421,450, San Francisco General Hospital, in Medi-Cal, Medi-care and insurance revenues to adjust the City's participation in SB 855 Disproportionate Share Payment program for fiscal year 1993-1994; includes revenue transfer to the General Fund and SB 855 match in other non-personal services. (Supervisors Hsieh, Alioto)

File 101-93-75, Ordinance No. 85-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Leal - 2.

Recommendation of Budget Committee and Rules Committee

Finally Passed

[Ballot Pamphlet Materials]  
Ordinance amending Administrative Code, relating to the preparation of ballot pamphlet materials. (Supervisor Bierman)

File 97-94-1, Ordinance No. 72-94

(Fiscal Impact.)

(Amends Sections 5.70, 5.71, 5.71-1, 5.73, 5.74.2, 5.74.3, 5.74.5, 5.74.6, 5.74.8, 5.74.9, 5.74.10, 5.75, 5.76, 5.78, 5.78.1 and 5.80.)

(January 18, 1994 - Transferred to Budget Committee for review and consideration.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Leal - 2.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Lease Agreement between Park Express and Port]  
Ordinance approving lease agreement between Park Express and the City and County, operating by and through the Port Commission for parking lot operations at Seawall Lot 330 and Pier 30, located at the Port of San Francisco. (Port)

File 65-94-4, Ordinance No. 81-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Leal - 2.



[Memoranda of Understanding]

Ordinance requiring the Department of Human Resources and Controller to provide the Board of Supervisors with an itemized accounting of the costs of any memorandum of understanding submitted to the Board of Supervisors for ratification or awarded by arbitration pursuant to collective bargaining. (Supervisor Kaufman)

File 222-94-1, Ordinance No. 92-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Leal - 2.

Recommendation of Rules Committee

Ordered Submitted

[Ballot Measure]

Charter amendment (Third Draft) amending Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 thereof, regarding employment after retirement for retired persons. (Supervisor Migden)

File 319-93-1

(February 7, 1994 - Consideration continued to February 14, 1994.)

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Leal - 2.

Recommendations of Health, Public Safety and Environment Committee

Finally Passed

[Amending Regulations Governing Sale of Firearms]

Ordinance amending Police Code, relating to the sale, lease or other transfer of firearms, firearm ammunition or firearm ammunition components. (Supervisors Shelley, Alioto, Leal, Hallinan, Bierman, Migden, Conroy, Kaufman, Maher)

File 121-93-18, Ordinance No. 91-94

(Amends Sections 613 through 613.7;  
Adds Sections 613.8 through 613.20.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Leal - 2.

[Regulating the Discharge of Certain Weapons]

Ordinance amending Police Code, to prohibit, with certain specified exceptions, the discharge of certain weapons in public places within San Francisco; require greater parental responsibility for minors who may come into contact with certain weapons; dispose of certain confiscated weapons; and prohibit minors from possessing certain weapons. (Supervisors Shelley, Alioto, Leal, Hallinan, Bierman, Migden, Conroy, Kaufman, Maher)

File 121-94-1, Ordinance No. 89-94

(Adds Sections 4500 through 4508.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriating, Department of Public Works]

Ordinance appropriating and certifying, \$48,841 Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken. (Supervisor Alioto)

File 101-93-77, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Assessment Appeals Board]

Ordinance amending Administrative Code by adding Section 2B.1.2 to incorporate by reference applicable provisions of the California Constitution and State statutes, amend Section 2B.3 to make technical changes, amend Section 2B.5 to increase the compensation of Board members to \$200 per day, add Sections 2B.9 and 2B.10 to require payment of a fee for filing and hearing applications for refund with the Assessment Appeals Board, adding Section 2B.11 to increase the fee for written findings of fact and conclusions and adding Sections 2B.12 through 2B.19 to create an additional Assessment Appeals Board and provide for the appointment of assessment hearing officers. (Supervisors Kaufman, Alioto)

File 97-93-51.1, Ordinance No.

Supervisor Hsieh moved to amend by reducing the compensation from "\$200" to "\$100".

Motion lost for want of a second.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted

[Jail Facility, 850 Bryant Street]

Resolution amending Resolution No. 96-90 which describes the site and funding of the City's new facility at 850 Bryant Street, by deleting the statement of intent by the Board of Supervisors that all the inmates living in the new facility shall be enrolled and participating in a work furlough program. (Supervisor Alioto)

File 195-94-1, Resolution No. 166-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Recommendations of Joint Budget/Housing and Land Use Committee

Consideration Continued

[Seismic Safety Loan Program]

Ordinance amending Administrative Code, to provide regulations for the creation and operation of the Seismic Safety Loan Program. (Supervisor Hsieh)

File 97-94-5, Ordinance No.

(Adds New Sections 66A.1 through 66A.27.)

Supervisor Hallinan, seconded by Supervisor Shelley, moved to continue consideration to February 22, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 7.

Noes: Supervisors Bierman, Hsieh, Migden - 3

Absent: Supervisor Conroy - 1.

[Seismic Safety Loan Fund]

Ordinance amending Administrative Code, by changing the name of the Seismic Strengthening Loan Fund to the Seismic Safety Loan Fund, and making the administration of that fund consistent with the documents authorizing issuance of Bonds under the Earthquake Loan Bond Program, 1992. (Supervisor Hsieh)

File 97-94-6, Ordinance No.

(Amends Section 10.117-110.)

Supervisor Hallinan, seconded by Supervisor Shelley, moved to continue consideration to February 22, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 7.

Noes: Supervisors Bierman, Hsieh, Migden - 3

Absent: Supervisor Conroy - 1.

[Bond Sale]

Resolution providing for the issuance of \$350,000,000 aggregate principal amount of the City and County taxable general obligation bonds (Seismic Safety Loan Program); providing for the levy of a tax to pay the principal and interest thereof; providing for the establishment of funds related thereto; authorizing and directing the sale of \$35,000,000 principal amount of city and county taxable general obligation bonds (Seismic Safety Loan Program) 1994 Series A; prescribing the terms and form of said Series A Bonds; approving forms of official notice of sale of said Series A bonds and notice of intention to sell said Series A Bonds; directing the publication of notice of sale and notice of intention to sell said Series A Bonds; approving the form of purchase contract; approving the official statement relating to said Series A Bonds; consenting to submission of bids by co-financial advisor; granting general authority to city officers to take necessary actions in connection with the authorization, issuance, sale and delivery of said Series A Bonds; authorizing reimbursement of expenditures; and authorizing the execution of necessary documents. (Supervisor Hsieh)

File 170-94-2, Resolution No.

Supervisor Hallinan, seconded by Supervisor Shelley, moved to continue consideration to February 22, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 7.

Noes: Supervisors Bierman, Hsieh, Migden - 3

Absent: Supervisor Conroy - 1.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading

[Aggressive Pursuit]

Ordinance amending Chapter VIII, Police Code, prohibiting aggressive pursuit. (Supervisors Alioto, Bierman)

File 121-93-17, Ordinance No.

(Adds Sections 121 and 122.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted

[State Legislation-Aggressive Pursuit]

Resolution urging the California Legislature to increase the penalties for persons who violate state and local laws prohibiting stalking and aggressive pursuit and to require local registration of convicted stalkers and aggressive pursuers. (Supervisors Alioto, Bierman)

File 12-94-8, Resolution No. 135-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Neighborhood Crime Prevention]

Resolution urging the Mayor's Criminal Justice Council to issue a Request for Proposals for a comprehensive program of community organizing to prevent crime. (Supervisors Migden, Hallinan, Leal, Shelley, Alioto, Bierman)

File 68-94-2, Resolution No. 144-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Treatment Residence for the Homeless]

Resolution urging the Mayor to seek federal funds from the Department of Veterans Affairs and Housing and Urban Development for the establishment of a substance abuse treatment residence for the homeless. (Supervisors Leal, Kaufman, Hsieh, Kennedy, Maher, Bierman)

File 83-93-3, Resolution No. 146-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Creation of Drug Court]

Resolution supporting the creation of a Drug Court for purposes of diverting non-violent drug offenders into rehabilitation programs. (Supervisors Migden, Hallinan, Leal, Shelley, Alioto, Bierman)

File 213-94-1, Resolution No. 167-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Management Agreement/Civic Center Plaza Garage]  
Ordinance approving and adopting Civic Center Plaza Garage legal documents and authorization for management agreement. (Real Estate Department)

File 47-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted as Amended

[Terminal Separator Structure]  
Resolution accepting report of the City staff containing detailed transportation analysis of alternatives to full rebuild of the Terminal Separator Structure/Mid-Embarcadero, directing the Chief Administrative Officer to proceed with scoping meetings necessary to begin environmental documentation of the identified alternatives, urging that a high priority continue to be placed on the implementation of interim traffic measures in and around downtown and northeastern areas of the City and requesting a quarterly report on the procedures of the interim traffic improvements. (Chief Administrative Officer)

File 85-94-2, Resolution No. 99-94

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

Supervisor Shelley, seconded by Supervisor Alioto, moved to amend page three, line 16, after "structure" by deleting "and that Alternatives 5 and 6 need not be further analyzed".

Motion to amend refused adoption by the following vote:

Ayes: Alioto, Hallinan, Shelley - 3.

Noes: Bierman, Hsieh, Kennedy, Leal, Maher, Migden - 6.

Absent: Conroy, Kaufman - 2.

Supervisor Kennedy, seconded by Supervisor Maher, moved to amend page three, line 17, after "analyzed" by adding "but that the Board of Supervisors would be interested in considering additional alternatives that would bring vehicular traffic to an improved Embarcadero Roadway in an efficient manner, thereby making it easier for vehicles to reach Chinatown, North Beach, Fisherman's Wharf, the Marina and other neighborhoods in the northern part of the City".

Motion to amend adopted by the following vote:

Ayes: Supervisors Bierman, Hsieh, Kennedy, Leal, Maher, Migden - 6.

Noes: Supervisors Alioto, Hallinan, Shelley - 3.

Absent: Supervisors Conroy, Kaufman - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 7.

Noes: Supervisors Alioto, Hallinan - 2.

Absent: Supervisors Conroy, Kaufman - 2.

The President resumed the Chair.

Recommendation of Joint Economic Vitality and  
Social Policy/Budget Committee

Adopted

(Supervisor Hsieh dissenting in Committee.)

[1994-95 Children's Services Plan]

Resolution approving the 1994-95 Children's Services Plan (CSP) for Children's Fund in accordance with Charter Section 6.415. (Supervisors Kennedy, Alioto)

File 185-93-2, Resolution No. 164-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

COMMITTEE REPORTS

Recommendation of Budget Committee

Passed for Second Reading

[Special Election, June 7, 1994]

Ordinance calling and providing for a Special Election to be held in the City and County of San Francisco, Tuesday, June 7, 1994, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following Municipal Improvements, to wit: ninety-five million dollars (\$95,000,000) for acquisition, construction and/or reconstruction of certain improvements for the San Francisco Unified School District; and that the estimated cost of City and County of said Municipal Improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated costs of such Municipal Improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; and providing that the election precincts, voting places and officers for election shall be the same as for such General Election. (Supervisor Alioto)

File 60-94-1, Resolution No.

Supervisor Hsieh presented as recommendation of Budget Committee.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John Thorndike, supports One-by-One Homeless plan;  
Dehnert Queen, media's influence and impact on public;  
Emperor Arcadia, shelters for homeless;  
Ace Washington, Fourth floor press room;

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Hayes Valley/Western Addition Transp. Task Force]  
((Resolution amending Resolution No. 541-92 which resulted in the convening of the Hayes Valley/Western Addition Transportation Task Force, to increase the number of community members to be appointed to the task force from 11 to 15 and by providing that two of the membership positions shall be filled by persons nominated by San Francisco Beautiful and the American Institute of Architects.)) (Supervisors Maher, Migden)

Resolution amending Resolution No. 541-92 which resulted in the convening of the Hayes Valley/Western Addition Transportation Task Force, to increase the number of community members to be appointed to the task force from 11 to 17 and by providing that two of the membership positions shall be filled by persons nominated by San Francisco Beautiful and the American Institute of Architects and two of positions shall be filled by persons residing in the area bounded by Market, Eighth, Brannan and Eleventh Streets.

File 174-94-3, Resolution No. 100-94

(February 7, 1994 - Introduced in Board for consideration on February 14, 1994.)

Supervisor Migden, seconded by Supervisor Kaufman, moved to amend page two, line two, by adding the following Whereas clause: "Whereas, Decisions of the Task Force and City regarding transportation improvements in the Hayes Valley/Western Addition are likely to impact the South of Market, as well;"; amend page two, line seven, by changing "15" to "17"; amend page two, line 9, after "Architects" by adding "and by providing that two of the membership positions shall be filled by persons residing in the area bounded by Market, Eighth, Brannan and Eleventh Streets".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Water Levels at Lake Merced]  
Resolution urging the Mayor to urge the Water Department and the Recreation and Park Department to work together to take all necessary steps to raise the water levels at Lake Merced. (Supervisors Conroy, Alioto, Shelley)

File 188-94-1, Resolution No. 165-94

(February 7, 1994 - Introduced in Board for consideration on February 14, 1994.)

Adopted.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisor Alioto)

File 30-94-1.3

(February 7, 1994 - Introduced in Board for consideration on February 14, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-7, Resolution No. 104-94

(Willie B. Kennedy, member, Board of Supervisors, February 17 - 21, March 5 - 9, April 27 - May 1; Lucille Abrahamson, member, Human Rights Commission, February 11 - 20; Preston Cook, member, Port Commission, February 10 - 20; Jeanette Lazam, member, Human Rights Commission, March 2 - 8 and 14 - 16, 1994.)

Adopted.

[Western Association of Schools and Colleges Policy Statement]

Resolution urging the Western Association of schools and colleges to include sexual orientation in proposed non-discrimination standards for university and college admissions and employment in order to further the goal of diversity. (Supervisors Kaufman, Leal, Bierman, Hallinan, Leal, Migden, Alioto, Shelley)

File 211-94-1, Resolution No. 125-94

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

#### IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following two motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).



Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Kennedy, seconded by Supervisor Bierman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Shelley - 4.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kennedy, seconded by Supervisor Bierman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Shelley - 4.

[Commend, James J. Molinari]

Resolution honoring and commending James J. Molinari on his confirmation to serve as United States Marshal for the Northern District of California

File

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Shelley - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Appropriation, 911 Capital Improvement Project]

Ordinance appropriating \$1,500,000 from Fire Department Bond Fund for 911 Capital Improvement Project. Supervisor Maher presented. Referred to Budget Committee

File 101-93-076.

[Sunshine Ordinance Task Force, Add Two Members]

Ordinance amending Administrative Code by amending Section 67.30 to change the membership of the Sunshine Ordinance Task Force by adding two additional public interest positions. Supervisor Kennedy presented. Referred to Rules Committee with request it be considered as soon as possible.

File 097-94-014.

[Traffic and Temporary Parking Restrictions]

Ordinance amending Traffic Code by amending Section 33 to permit traffic diversion and temporary parking prohibitions or restrictions in case of film or video production activities. Supervisor Alioto presented. Referred to Housing and Land Use Committee.

File 124-94-001.

[Street Name Change, Cesar Chavez]

Resolution renaming Twenty-Fourth Street Cesar Chavez Boulevard in honor of his contribution to farm

workers and their families. Supervisor Maher presented. Referred to Housing and Land Use Committee with request it be considered at the March 3, 1994 meeting.

File 075-93-001.

[Commend, James J. Molinari]  
Resolution honoring and commending James J. Molinari on his confirmation to serve as United States Marshal for the Northern District of California.

File 006-94-007.

Supervisors Maher, Alioto, Migden, Shelley, Kennedy, Hallinan, Hsieh, Bierman presented.

Adopted.

Referred to Board

[Street Closing, Innes Avenue]  
Resolution authorizing temporary closing of a portion of Innes Avenue, between Third and Mendell Streets, on Saturday, February 26, 1994, from 1:00 p.m. through 7:00 p.m., for a birthday party. Supervisor Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar February 22, 1994.

File 042-94-003.

Referred to Committee

[Public Parking, 24th Street]  
Resolution urging the Mayor to urge the Department of Parking and Traffic to acquire the vacant lot at the 3900 block of 24th Street to be used for public parking. Supervisor Maher presented. Referred to Budget Committee.

File 047-94-004.

[Caltrain Downtown Extension]  
Resolution urging the Joint Powers Board and Metropolitan Transportation Commission adoption of Alternative 8 (Beale and Market Street Terminal) as the preferred alternative for the Caltrain Extension and request that this extension be included on the list of funded Track 1 projects identified in the 1994 Regional Transportation Plan (RTP) and urging the Mayor to support Alternative 8. Supervisors Hsieh, Alioto, Bierman presented. Referred to Budget Committee with request it be considered at the February 23, 1994 meeting.

File 171-94-001.

[Hold Harmless Provision]  
Resolution approving a hold harmless provision for the Very Small Quantity Generator Hazardous Waste Pilot Collection Program jointly operated by Sanitary Fill Company and the Chief Administrative Officer. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 172-94-007.

Referred to Board

[Business Loan Program]  
Resolution urging the Mayor to establish a special business loan program for the merchants located in the Fisherman's Wharf area. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 22, 1994.

File 183-94-001.

[Economic Study]  
Resolution urging the Mayor to complete an economic impact study on the effects of the changes in traffic and travel patterns due to the 1989 Loma Prieta Earthquake on the Fisherman's Wharf, North Beach and Chinatown areas. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 22, 1994.

File 183-94-002.

[Parking and Traffic, Traffic Mitigations]  
Resolution urging the Mayor to urge the Department of Parking and Traffic to fully implement the

traffic mitigation package designed to improve access to the Fisherman's Wharf, North Beach and Chinatown areas. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 22, 1994.

File 190-94-001.

[Convention and Visitors Bureau, Media Campaign]

Resolution urging the Mayor to urge the Convention and Visitors Bureau to design and execute a regional media campaign designed to encourage regional visitors and San Franciscans to visit the Fisherman's Wharf, North Beach and Chinatown areas. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 22, 1994.

File 197-94-002.

Referred to Committee

[Funding, Assessor's Office]

Resolution urging his Honor, the Mayor, to dedicate the proceeds of savings generated from the Assessment Appeals reform legislation approved by the Board of Supervisors to enhance the operations of the Assessor's Office. Supervisors Kaufman, Alioto presented. Referred to Budget Committee.

File 224-94-001.

Requests for Hearings:

[Grand Jury Report, Juvenile Justice System]

Hearing to consider the findings of the Civil Grand Jury Report dated February 8, 1994 concerning the San Francisco Juvenile Justice system. Supervisor Conroy presented. Referred to Government Efficiency/Labor Committee.

File 039-94-001.

[Homelessness, One-By-One Homeless Plan]

Hearing to consider the "One-By-One" homeless plan. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the March 8, 1994 meeting.

File 083-94-001.

[Public Health Department Revenue Reinvestment]

Hearing to consider allowing the Department of Public Health to reinvest all Department of Public Health revenues within the Department of Public Health. Supervisor Alioto presented. Referred to Budget Committee.

File 100-94-004.

[Board of Supervisors Department Budget, 1994-95]

Hearing to consider the 1994-1995 Budget request of the Department of the Board of Supervisors. Supervisor Alioto presented. Referred to Budget Committee.

File 100-94-005.

[Target Cities Grant, Implementation Plan]

Hearing to consider the implementation of \$11 million Target Cities grant, especially substance abuse services for homeless persons and to determine whether substance abuse treatment slots are available at existing service providers but requiring only funding in order to be able to provide substance abuse treatment services. Supervisors Leal, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 146-94-002.

[Management Audit, Tax Collector]

Hearing to consider directing the Budget Analyst to conduct a comprehensive management audit of the Tax Collector's Office. Supervisor Hsieh presented. Referred to Budget Committee.

File 165-94-004.

[Stanislaus County v. PG&E]

Hearing to consider the status of the Stanislaus County and others' lawsuit against Pacific Gas and

Electric Company and to further consider appropriate action by the City and County of San Francisco. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 225-94-001.

Motion

Referred to Committee

[Cost Analysis]

Motion directing the Budget Analyst to determine the cost of forty homeless outreach workers and costs, if any, of a business improvement district. Supervisor Alioto presented. Referred to Budget Committee.

File 083-94-002.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-084. [Appropriation, Mayor's Office of Children, Youth] Ordinance appropriating \$228,233, Mayor's Office of Children, Youth & Their Families, from the Children's Funds, for professional services contracts with community based agencies for fiscal year 1993-94. (Controller) Referred to Budget Committee.

File 102-93-025. [Department of Human Resources] Ordinance amending Annual Salary Ordinance, 1993-94, Department of Human Resources, reflecting changes in three positions (Classifications AA59 Executive Assistant to Director of Human Resources, AA60 Confidential Secretary to the Director of Human Resources and AA61 Director, Human Resources), and create one new position (Classification AA62 Health Services Administrator). (Department of Human Resources) Referred to Budget Committee.

File 036-94-001. [Zoning Map Amendment, 1800-1802 8th Avenue] Ordinance adopting changes on property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located southeast of the intersection of Noriega Street and 8th Avenue, a portion of Lot 1, Assessor's Block 2044 from a "P-OS" (Public Use-Open Space Height) District to an "RH-2, 40-X" (House, Two Family-40 Foot Height) District; and adopting findings pursuant to Section 101.1 of the Planning Code. (Department of City Planning) Referred to Housing and Land Use Committee.

File 045-94-008. [Settlement of Litigation, D'Brien Mechanical] Ordinance authorizing settlement of litigation of D'Brien Mechanical against the City and County of San Francisco by payment of \$416,172.30. (Superior Court No. 947-060) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-001. [Settlement of Litigation, Oscar Wooten] Ordinance authorizing settlement of Oscar Wooten v. S.F.O. Airport, Inc., et al., upon receipt of the sum of \$1,000 and release of lien. (Superior Court No. 942-680) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-002. [Settlement of Litigation, Ed Ellestad] Ordinance authorizing settlement of Ed Ellestad, et al. v. Leon Pak, et al., upon receipt of \$22,000 and dismissal of complaint. (Superior Court No. 912-477) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 049-94-001. [Settlement of Claim, Alamo Rent A Car, Inc.] Ordinance authorizing settlement of claim against Alamo Rent A Car, Inc., and Corinne M. Graham with waiver of credit rights against future medical expenses and temporary disability upon receipt of the sum of \$12,500 and release of claim. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 082-94-002. [Easement, Pacific Bell, City of Modesto] Ordinance authorizing the grant of an easement to Pacific Bell over City-owned property in the City of Modesto for installation of a Community Service Cabinet - \$2,500. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

Resolutions Referred to Committee

File 047-93-011.01. [1660 Mission St. Parking Management Agreement] Resolution confirming award of the Management Agreement for the 1660 Mission Street Parking Facility. (Also see File 47-93-11.) (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 047-94-003. [Parking Rates, Seventh and Harrison Lots] Resolution approving a monthly parking rate at the Seventh and Harrison parking lot for Skellington Productions. (Also see File 47-91-4.) (Department of Parking and Traffic) Referred to Budget Committee.

File 010-94-002. [Encroachment Permit at 333 Mason Street] Resolution granting revocable permission to American Conservatory Theatre to install PG&E transformer vault under the Mason Street side of A.C.T. Geary Theatre at 333 Mason Street (Block 316, Lot 1A) and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works) Referred to Housing and Land Use Committee.

File 028-94-001. [DPW - Spot Sewer Repairs, Various Locations] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to repair short sections of sewers in various locations on an emergency basis due to unforeseen sewer failures or imminent danger of failure during fiscal year 1993-94 - \$300,000. (Department of Public Works) Referred to Budget Committee.

File 028-94-002. [DPW - Elmira St. Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Elmira Street between Shafter Avenue and Helena Street - \$94,400. (Department of Public Works) Referred to Budget Committee.

File 028-94-003. [DPW - Third Street Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Third Street between Kirkwood Avenue and La Salle Avenue - \$152,110. (Department of Public Works) Referred to Budget Committee.

File 028-94-004. [DPW - Washington St. Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace collapsed sewer in Washington Street between Grant Avenue and Stockton Street - \$125,275. (Department of Public Works) Referred to Budget Committee.

File 028-94-005. [DPW - Vasquez Avenue Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace collapsed sewer in Vasquez Avenue between Laguna Honda Boulevard and Balceta Avenue - \$61,300. (Department of Public Works) Referred to Budget Committee.

File 028-94-006. [DPW - Twenty-Fifth St. Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Twenty-Fifth Street between Fountain Street and Grand View Avenue - \$82,650. (Department of Public Works) Referred to Budget Committee.

File 061-94-001. [Award Extension - SFWD Contract WD-2147R] Resolution granting extension of time for awarding San Francisco Water Department Contract No. WD-2147R, San Francisco Water Department Fire Protection System. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 093-94-003. [Amend MOU, Staff and Per Diem Nurses] Resolution ratifying amendment to Memorandum of Understanding with SEIU Local 790 for Staff and Per Diem Nurses. (Also see File 93-92-19.) (Mayor's Office of Relations Division) Referred to Government Efficiency/Labor Committee.

File 093-94-004. [MOU, Deputy Sheriff's Department] Resolution ratifying Memorandum of Understanding with the Deputy Sheriff's Association. (Also see Files 93-90-19 and 93-92-10.) (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 096-94-001. [Sale of Surplus Property - Alameda County] Resolution confirming sale of surplus City-owned property; Alameda County Assessor's Parcel No. 96-310-19. (Also see File 96-85-7; Ordinance No. 556-85.) (Real Estate Department) Referred to Budget Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kaufman, that City Attorney prepare ordinance amending the local business enterprise legislation to increase the threshold for qualifying as an economically disadvantaged business and to provide flexibility for the awarding of contracts by the contracting agency; for example, if an out-of-town firm ranks first in the bidding and a San Francisco-based business ranks second, then the contracting agency can award the bid to the San Francisco-based company if it agrees to match the bid of the out-of-town firm.

By Supervisor Kaufman, that letters be sent to Director, Human Resources Department and Director of Civil Service Commission concerning their brochure, "How to Get a Job with the City and County of San Francisco" to inquire whether it should be updated to include "sexual orientation" as part of the various characteristics described in the third paragraph relating to equal employment opportunities for all persons.

By Supervisor Migden, that City Attorney prepare ordinance amending Part III Municipal Code Article 12-C, Section 1101 to exempt domestic partners from payment of the real property transfer tax.

By Supervisor Alioto, that City Attorney prepare ordinance which would require retail establishments to

obtain a license in order to sell tobacco products.

By Supervisor Alioto, that City Attorney prepare resolution calling for a collaborative approach as a funding strategy for federally funded homeless programs and urging the Mayor to adopt this collaborative approach. File 83-94-1.

By Supervisor Alioto, that City Attorney draft resolution urging the Mayor to diligently pursue funding provided through the AIDS and Shelter Plus Care grant programs and establish a veterans assessment unit for engagement and assessment of homeless veterans. File 83-94-1.

By Supervisor Alioto, that City Attorney prepare ordinance which would create uniform reporting requirements for housing and homeless care providers. File 83-94-1.

By Supervisor Alioto, that City Attorney draft ordinance which would create a Rental Assistance Program providing access to private sector apartments. File 83-94-1.

By Supervisor Alioto, that City Attorney draft ordinance which would establish an 800 number with immediate access to emergency shelter beds. File 83-94-1.

By Supervisor Alioto, that City Attorney draft resolution supporting a California/San Francisco mental health homeless partnership to house 5,000 homeless in three years and urging the religious community to join in a partnership to provide 1,000 beds to homeless people. File 83-94-1.

By Supervisor Alioto, that City Attorney draft resolution investigating the feasibility of a "security academy" to provide youth employment opportunities, to aid homeless youth with GED courses and training in general clerical work and child care and urging the banking community to aid shelter residents in money management and assistance for household heads in establishing bank accounts. File 83-94-1.

By Supervisor Hallinan, that City Attorney provide briefing regarding the potential impact of the Stanislaus County class-action lawsuit against Pacific Gas and Electric Company on the City and County of San Francisco. File 225-94-1.

By Supervisor Hallinan, that letter be sent to the Civil Grand Jury requesting information concerning the statistics cited in its February 8, 1994 report on the San Francisco Juvenile Justice system. File 39-94-1.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Priscilla J. Kraatz (Supervisor Alioto)  
Gladys Gordon Spaulding (Supervisor Kennedy)

File 2-94-7

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 5:18 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 9, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

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2  
Tuesday, February 22, 1994

# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

\_\_\_\_\_  
Tuesday, February 22, 1994 - 2:00 p.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:23 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Migden - 6.

Noted absent at first roll call:

Supervisors Conroy, Hallinan, Leal, Maher, Shelley - 5.

Quorum present.

Supervisor Conroy was noted present at 3:03 p.m.

Supervisor Hallinan was noted present at 2:28 p.m.

Supervisor Leal was noted present at 2:37 p.m.

Supervisor Maher was noted present at 2:31 p.m.

Supervisor Shelley was noted present at 2:27 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Hsieh, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Monday, November 8, 1993; January 31, 1994 and February 7, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Leal, Maher, Shelley - 5.

CONSENT CALENDAR

Recommendation of Budget Committee

Finally Passed

[Appropriation, Department of Public Works]  
Ordinance appropriating and certifying, \$48,841 Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken. (Supervisor Alioto)

File 101-93-77, Ordinance No. 86-94

Finally passed.

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[Aggressive Pursuit]  
Ordinance amending Chapter VIII, Police Code, prohibiting aggressive pursuit. (Supervisors Alioto, Bierman)

File 121-93-17, Ordinance No. 90-94

(Adds Sections 121 and 122.)

Finally passed.

Recommendation of Housing and Land Use Committee

Finally Passed

[Management Agreement, Civic Center Plaza Garage]  
Ordinance approving and adopting Civic Center Plaza Garage legal documents and authorization for management agreement. (Real Estate Department)

File 47-94-1, Ordinance No. 79-94

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation, Juanita Hodge]  
Ordinance authorizing settlement of litigation of Juanita Hodge against the City and County by payment of \$75,000. (City Attorney)

File 45-94-2, Ordinance No.

(Superior Court No. 943-751)

Passed for second reading.

[Settlement of Litigation, Peggy Ann and Daniel McCarthy]  
Ordinance authorizing settlement of litigation of Peggy Ann McCarthy and Daniel J. McCarthy against the City and County, by payment of \$27,500. (City Attorney)

File 45-94-3, Ordinance No.

(Superior Court No. 923-666)

Passed for second reading.

[Settlement of Litigation, David Ahlers]  
Ordinance authorizing settlement of litigation of David Ahlers against the City and County by payment of \$19,000. (City Attorney)

File 45-94-4, Ordinance No.

(Superior Court No. 911-212)

Passed for second reading.

[Settlement of Litigation, Kingston Constructors]  
Ordinance authorizing settlement of litigation of Kingston Constructors against the City and County by payment of \$12,500. (City Attorney)

File 45-94-5, Ordinance No.

(Superior Court No. 954-997)

Passed for second reading.

[Settlement of Litigation, Mira Ingram]  
Ordinance authorizing settlement of litigation of Mira Ingram against the City and County by payment of \$29,000. (City Attorney)

File 45-94-6, Ordinance No.

(Superior Court No. C93-2598)

Passed for second reading.

Adopted

[Unlitigated Claim, De Ran Tan/Yu Yan Tan]  
Resolution approving the settlement of the unlitigated claim of De Ran Tan and Yu Yan Tan by payment of \$19,734. (City Attorney)

File 48-94-1, Resolution No. 142-94

Adopted.

[SDI Coverage for Classification 1373]  
Resolution authorizing enrollment of Classification 1373 Special Assistant XIV, in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-4, Resolution No. 147-94

Adopted.

[SDI Coverage for Classification 1120]  
Resolution authorizing enrollment of Classification 1120 Director, Department of Animal Care and Control, in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-5, Resolution No. 148-94

Adopted.

[SDI Coverage for Classification 1367]  
Resolution authorizing enrollment of Classification 1367 Special Assistant VIII, in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-6, Resolution No. 149-94

Adopted.

[SDI Coverage for Classification 9775]  
Resolution authorizing enrollment of Classification 9775, Senior Community Development Specialist II, in the State Disability Insurance Program. (Supervisor Conroy)

File 89-94-7, Resolution No. 150-94

Adopted.

[Public Library - Project Read]  
Resolution authorizing the City Librarian to apply retroactively for, accept and expend funds in an amount not to exceed \$51,056, including indirect costs of five percent of the total grant amount, of California State Library Funds for tutor/student support and outreach services for Project Read through June, 1994. (Public Library)

File 147-94-1, Resolution No. 158-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Leal, Maher, Shelley - 5.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Assessment Appeals Board]

Ordinance amending Administrative Code by adding Section 2B.1.2 to incorporate by reference applicable provisions of the California Constitution and State statutes, amend Section 2B.3 to make technical changes, amend Section 2B.5 to increase the compensation of Board members to \$200 per day, add Sections 2B.9 and 2B.10 to require payment of a fee for filing and hearing applications for refund with the Assessment Appeals Board, adding Section 2B.11 to increase the fee for written findings of fact and conclusions and adding Sections 2B.12 through 2B.19 to create an additional Assessment Appeals Board and provide for the appointment of assessment hearing officers. (Supervisors Kaufman, Alioto)

File 97-93-51.1, Ordinance No. 82-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Leal, Maher, Shelley - 5.

[Special Election, June 7, 1994]

Ordinance calling and providing for a Special Election to be held in the City and County of San Francisco, Tuesday, June 7, 1994, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County for the acquisition, construction or completion by the City and County of San Francisco of the following Municipal Improvements, to wit: ninety-five million dollars (\$95,000,000) for acquisition, construction and/or reconstruction of certain improvements for the San Francisco Unified School District; and that the estimated cost of City and County of said Municipal Improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated costs of such Municipal Improvements; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on said bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; and providing that the election precincts, voting places and officers for election shall be the same as for such General Election. (Supervisor Alioto)

File 60-94-1, Ordinance No. 78-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Joint Budget/Housing and Land Use Committee

Passed for Second Reading as Amended

[Seismic Safety Loan Program]

Ordinance amending Administrative Code, to provide regulations for the creation and operation of the Seismic Safety Loan Program. (Supervisor Hsieh)

File 97-94-5, Ordinance No.

(Adds new Sections 66A.1 through 66A.27.)

(February 14, 1994 - Consideration continued to February 22, 1994.)

Supervisor Hsieh, seconded by Supervisor Bierman, moved the following amendments:

Amend page three, line 23, by deleting ", including debt service and related payments";

Amend page six, lines 21-22 to read as follows: "(1) Loan Packager. The loan packager(s) shall be private lenders or financial consultants, as approved by the Program Administrator (collectively, the "Loan Packager").";

Amend page 25, lines 10-13, Section 66A.28 to read: "Section 66A.28. AFFIRMATIVE ACTION. The City's affirmative action goals, as described in Administrative Code Section 12B.4, shall apply to contractors performing Seismic Strengthening under contracts with Borrowers under this Program. Compliance with those goals shall be monitored by the Chief Administrative Officer and the Program Administrator, as specified in Administrative Code Section 66A.27.";

Amend page 22, lines 19-21, Section 66A.20 to read as follows: "Section 66A.20. PREVAILING WAGES. In cases where the total loan package exceeds \$750,000.00, all individuals performing such work shall be paid not less than the highest general prevailing rate of wages as determined in accordance with Administrative Code Section 6.37 or other applicable city laws regarding the determination of prevailing wages.";

Amend page 20, line 15, by adding the following: "(d) Applications which include a bid containing a hiring plan to hire more than 25 percent their total construction workforce, measured in labor hours, from the designated pool of economically disadvantaged individuals, as described in Section 66A.23, and accompanying Program Regulations shall receive a greater priority than applications with no such hiring plan."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

Supervisor Migden, seconded by Supervisor Hsieh, moved to amend page 23, line 11, after the word "employees" by inserting "and their employees' dependents" and amend line 19, after the word "contractor" by inserting "; provided that dependent coverage will be offered to the employee under the Health Maintenance Organization's plan at the employee's expense".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisor Hallinan - 1.

Absent: Supervisor Kaufman - 1.

Passed for Second Reading

[Seismic Safety Loan Fund]

Ordinance amending Administrative Code, by changing the name of the Seismic Strengthening Loan Fund to the Seismic Safety Loan Fund, and making the administration of that fund consistent with the documents authorizing issuance of Bonds under the Earthquake Loan Bond Program, 1992. (Supervisor Hsieh)

File 97-94-6, Ordinance No.

(Amends Section 10.117-110.)

(February 14, 1994 - Consideration continued to February 22, 1994.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisor Hallinan - 1.

Absent: Supervisor Kaufman - 1.

Adopted

[Bond Sale]

Resolution providing for the issuance of \$350,000,000 aggregate principal amount of the City and County

taxable general obligation bonds (Seismic Safety Loan Program); providing for the levy of a tax to pay the principal and interest thereof; providing for the establishment of funds related thereto; authorizing and directing the sale of \$35,000,000 principal amount of City and County taxable general obligation bonds (Seismic Safety Loan Program) 1994 Series A; prescribing the terms and form of said Series A Bonds; approving forms of official notice of sale of said Series A bonds and notice of intention to sell said Series A Bonds; directing the publication of notice of sale and notice of intention to sell said Series A Bonds; approving the form of purchase contract; approving the official statement relating to said Series A Bonds; consenting to submission of bids by co-financial advisor; granting general authority to city officers to take necessary actions in connection with the authorization, issuance, sale and delivery of said Series A Bonds; authorizing reimbursement of expenditures; and authorizing the execution of necessary documents. (Supervisor Hsieh)

File 170-94-2, Resolution No. 160-94

(February 14, 1994 - Consideration continued to February 22, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisor Hallinan - 1.

Absent: Supervisor Kaufman - 1.

#### NEW BUSINESS

#### Recommendations of Budget Committee

Passed for Second Reading

[Annual Appropriation Ordinance, Amend]

Ordinance amending the administrative provisions of the Annual Budget and Appropriation Ordinance to reflect the Charter changes resulting from the voters' approval of Proposition L in the November 1993 election (create Human Resources Department). (Supervisor Kaufman)

File 101-93-2.5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Annual Appropriation Ordinance, Amend]

Ordinance amending Annual Appropriation Ordinance No. 241-93 by amending Sections 1 through 32 to reflect the organizational and administrative changes approved by the voters' enactment of Proposition L in the November 1993 election (create Human Resources Department). (Supervisor Kaufman)

File 101-93-2.6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Annual Salary Ordinance, Amend]

Ordinance amending the administrative provisions of the Annual Salary Ordinance (Ord. No. 242-93) to reflect the charter changes resulting from the voters' approval of Proposition L in the November, 1993 election (create Human Resources Department). (Supervisor Kaufman)

File 102-93-2.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Human Resources Department]

Ordinance amending Administrative Code, to substitute the Human Resources Department for the Civil

Service Commission. (Supervisor Kaufman)

File 97-94-11, Ordinance No.

(Amends Section 3.2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Employee Relations Ordinance]

Ordinance amending Administrative Code, Employee Relations Ordinance, to reflect the organizational and administrative changes made by the voters' approval of Proposition L at the November 1993 election (Human Resources Department). (Supervisor Kaufman)

File 97-94-12, Ordinance No..

(Amends Sections 16.200 through 16.220 and Section 16.222.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Mayor, Community Development Office]

Ordinance appropriating \$104,127, Mayor's Office of Community Development, from the Dispute Resolution Program Fund to continue contracts for dispute resolution services in 1993-94; providing for ratification of action previously taken; funded from existing fund balance (includes funding for professional services). (Controller)

File 101-93-79, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Mayor's Office of Housing]

Ordinance appropriating \$27,700, Mayor's Office of Housing, in Housing Program fees, to administer the Mortgage Credit Certificate Program for fiscal year 1993-94; providing for ratification of action previously taken. (includes funding for non-personal services). (Controller)

File 101-93-80, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Emergency Cable Replacement, Airport]

Resolution approving a declaration of emergency, emergency cable replacement, Cable 4AJ-1, San Francisco International Airport - \$250,000. (Airports Commission)

File 27-94-1, Resolution No. 13B-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[New Parking Rates, Mission-Bartlett Garage]

Resolution approving new parking rates at the Mission-Bartlett Parking Garage. (Department of Parking and Traffic).

File 47-94-2, Resolution No. 141-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Consideration Continued

[District Attorney - Child Abduction Unit]

Resolution urging the Mayor to submit a supplemental appropriation in the amount of \$80,000 to fund a Child Abduction Unit in the District Attorney's Office for the remainder of fiscal year 1993-94. (Supervisors Alioto, Bierman)

File 101-93-83, Resolution No.

Supervisor Bierman, seconded by Supervisor Maher, moved to continue consideration to February 28, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted

[Trial Court Funding]

Resolution declaring that the City and County elects to become subject to the provisions of the State Trial Court Funding Program for the period of July 1, 1994, through June 30, 1995. (Supervisors Hsieh, Alioto, Bierman)

File 187-94-1, Resolution No. 169-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Recommendation of Health, Public Safety and Environment Committee

Passed for Second Reading

[Naming Hall of Justice for Thomas J. Cahill]

Ordinance amending the Administrative Code, which names the Hall of Justice at 850 Bryant Street as the Thomas J. Cahill Hall of Justice. (Supervisors Conroy, Shelley, Kennedy, Hallinan, Maher, Alioto, Migden, Bierman, Kaufman, Hsieh, Leal)

File 97-94-10, Ordinance No.

(Adds Section 4.22.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Maher, Alioto, Migden, Bierman, Kaufman, Hsieh, Leal requested to be added as co-sponsors.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading



[Lease Amendment - Santa Clara Sand and Gravel]

Ordinance authorizing amendment to lease of Water Department land in Alameda County with Santa Clara Sand and Gravel. (Public Utilities Commission)

File 65-94-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

[Time for Award of Contracts]

Ordinance amending Administrative Code, relating to time for award of contracts for Federal and State grant and loan funded projects. (Department of Public Works)

File 97-94-2, Ordinance No.

(Amends Section 6.1-2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Bierman, Migden - 2.

[Hold Harmless Agreement]

Ordinance amending Administrative Code, authorizing the Department of Social Services to enter into hold harmless agreements with the Regents of the University of California for providing services under agreements with the Department of Social Services. (Department of Social Services)

File 97-94-7, Ordinance No.

(Adds Section 1.45.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Bierman, Migden - 2.

[Hold Harmless Agreements - PUC]

Ordinance amending Administrative Code, authorizing the Public Utilities Commission to execute hold harmless agreements with the vendors of used transit vehicles. (Public Utilities Commission)

File 97-94-8, Ordinance No.

(Adds Section 1.44.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Bierman, Migden - 2.

[Hold Harmless Agreements, Department of Public Health]

Ordinance amending Administrative Code, authorizing the Health Commission to execute hold harmless agreements with Alameda County when contracting for certain mental health services. (Department of Public Health)

File 97-94-9, Ordinance No.

(Adds Section 1.42.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Bierman, Migden - 2.

Passed for Second Reading as Amended

[Human Resources Department]

Ordinance implementing Charter Sections 3.661, 3.662 and 3.663 by providing for transfer of all programs, staff and authority relating to the management and administration of health services of City employees and the transfer of all programs and staff relating to the policy, management and administration of the workers compensation system to the Department of Human Resources to create exempt positions mandated by Charter Sections 3.661 and 3.663 and to set initial rates of pay for such positions for the remainder of fiscal year 1993-94. (Supervisors Kaufman, Leal, Shelley, Conroy)

File 221-94-1, Ordinance No.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to amend page one, line 24 to refer to "Charter Sections 3.661, 3.662 and 3.663"; amend page two, line two to refer to "Charter Sections 3.662 and 3.663".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Bierman, Migden - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Bierman, Migden - 2.

In connection with the above item, Supervisor Conroy requested to be added as co-sponsor.

Consideration Continued

[Contract Out]

Resolution concurring with the Controller's certification that janitorial services for 1660 Mission Street can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

File 25-94-1, Resolution No.

(Fiscal Impact.)

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to continue consideration to February 28, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Contract Out]

Resolution concurring with the Controller's certification that security services for 1660 Mission Street can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

File 25-94-2, Resolution No. 137-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Home Program Funds]

Resolution approving amendments to procedures for allocating Home Program funds. (Mayor's Office of Housing)

File 68-94-7, Resolution No. 143-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Easement Deed - Santa Clara Valley Water District]

Resolution authorizing the acceptance of an easement for Bay Division Pipeline Nos. 3 and 4 across the Guadalupe River from the Santa Clara Valley Water District. (Real Estate Department)

File 82-94-1, Resolution No. 145-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Amend MOU, Laborers International Union Local 261]

Resolution ratifying Letter of Agreement with Laborers International Union, Local 261. (Employee Relations Division)

File 93-94-1, Resolution No. 157-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Referred to Committee

[Police Hiring Supplemental Program Grant]

Resolution authorizing the Chief of Police to retroactively apply for, accept and expend funds in the amount of \$2,000,000 for new funding for a three-year project entitled "Police Hiring Supplement Program", plus a cash match of \$2,087,940. (Police Department)

File 143-94-1, Resolution No.

(Fiscal Impact.)

Supervisor Hsieh, seconded by Supervisor Maher, moved to refer to the Budget Committee.

Motion to refer to the Budget Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Federal Challenge Grant - Department of Social Services]

Resolution authorizing the Department of Social Services to accept and expend a Federal Challenge Grant allocation from the State Department of Social Services, Office of Child Abuse Prevention, in an amount of \$4,559.50 to provide child abuse and neglect prevention intervention services in Federal fiscal years October 1993 through September 1995; granting the Department's request for a waiver of the City's indirect costs and authorizing the General Manager of the Department of Social Services to sign the application/assurance form; providing for ratification of action previously taken. (Department of Social Services)

File 153-93-1.1, Resolution No. 159-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Contract Agreement]

Resolution approving a new freeway agreement in accordance with the revised plan of State Highway Route

280 from the State of California and approving certain action in connection therewith. (Department of Public Works)

File 172-93-35, Resolution No. 162-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Hold Harmless Agreement, PUC - Disputes Review Board]

Resolution authorizing the Public Utilities Commission to enter into hold harmless agreements with members of the Advisory Muni Metro Turnback Construction Contract Disputes Review Board. (Public Utilities Commission)

File 172-94-4, Resolution No. 161-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Workers Compensation Efficiency Recommendations]

Resolution urging the Mayor to urge the appropriate City officials to implement efficiency measures in the medical services component of workers compensation programs; including negotiating preferred provider discounts for physicians receiving referrals as well as for health care providers affiliated with Compalliance PPO Network, and seeking immediate discounts and a rebidding of the existing contract with Saint Francis Memorial Hospital; requesting a report every sixty days on progress being made to implement these recommendations. (Supervisors Leal, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley, Conroy)

File 221-94-3, Resolution No. 168-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Conroy requested to be added as co-sponsor.

Recommendations of Rules Committee

Adopted

[Appointments]

Resolution appointing members to the Bicycle Advisory Committee, terms expired, for new three-year terms ending December 31, 1996. (Rules Committee)

File 92-93-58, Resolution No. 154-94

(Merylee S. Bingham, vice herself,  
Pamela Coxson, vice Lewis Blaikie;  
Niko Letunic, vice Darryl Skrabak.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appointments]

Resolution appointing members to the Airport Noise Committee, terms expired, for new three-year terms ending September 30, 1996. (Rules Committee)

File 92-93-60.2, Resolution No. 155-94

(Daniel Liberthson, vice Susan Wendt-Bogear;  
Curt Holzinger, vice himself;  
David Wilson, vice himself;  
Ben Gale, vice himself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as Amended

[Appointments]

Resolution appointing members to the Task Force on Prostitution; making findings waiving residency requirements for members representing Polk Street District, African American Organization, National Lawyers Guild. (Rules Committee)

File 92-93-62.2, Resolution No. 156-94

(Christine Beatty, at large;  
Judith Cohen, AWARE;  
Rachel West, U.S. Prostitutes;  
Michael Stepanian, at large Legal Community;  
((Norma Hotaling, Prostitution Prevention Intervention and Research Organization;))  
Gary A. Zodrow, Polk Street District;  
Gloria Lockett, African American Organization;  
Celia McGinness, National Lawyers Guild.)

Supervisor Hallinan, seconded by Supervisor Maher, moved to amend line 12 by deleting "Norma Hotaling (Prostitution Prevention Intervention and Research Organization Seat No. 27622)".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[San Francisco Stadium, Inc. Board of Directors]

Resolution confirming Mayor's appointment of member to the San Francisco Stadium, Incorporated, Board of Directors, for the term ending March 1, 1995. (Rules Committee)

File 33-94-1.2, Resolution No. 163-94

(George Broder, vice self.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Consideration Continued

[Appointments, Telecommunications Policy Committee]

Resolution appointing members to the Telecommunications Policy Committee, terms expired, for the two-year terms ending February 1, 1996. (Rules Committee)

File 92-94-2, Resolution No.

(Byron Rhett, vice himself, public interest;  
John Van Heusden, vice himself, public interest;  
Edd Dundas, vice Harmon Schragge, public interest;  
Sybil Boutilier, vice Kathleen Tyner, public interest.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to continue consideration to March 7, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Appointment, Veterans Affairs Commission]

Resolution appointing member to the Veterans Affairs Commission, for the four-year term ending January 31, 1998. (Rules Committee)

File 92-94-3, Resolution No. 151-94

(C.J. Thompson-White, Category 5, vice herself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appointments, Adult Day Health Care Planning Council]

Resolution appointing member to the Adult Day Health Care Planning Council, for three-year term ending September 30, 1996. (Rules Committee)

File 92-94-4.1, Resolution No. 152-94

(Lucille Ramstetter, age group, vice herself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appointments, Park and Open Space Advisory Committee]

Resolution appointing member to the Park and Open Space Advisory Committee, for the unexpired portion of the two-year term ending July 15, 1994. (Rules Committee)

File 92-94-5, Resolution No. 153-94

(Sharon Hewitt, vice Lauri Irving, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

(Pursuant to the provisions of Rule 5.5 of the Board's Rules of Order, at least seven days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order of submission to the electorate. If the June election deadline is to be met, a motion to suspend Rule 5.5 would be appropriate.)

Ordered Submitted

[Ballot Measure]

Charter Amendment (Third Draft) amending Section 6.201 and adding Sections 6.201-1 and 6.201-2 relating to requirements for mission driven budgeting. (Supervisors Migden and Shelley, Maher, Leal, Hsieh, Conroy)

File 318-93-1

(February 7, 1994 - Rereferred to Committee with direction to report back February 22, 1994.)

Suspension of the Rules

Supervisor Migden, seconded by Supervisor Kennedy, moved that the time limits prescribed in Rule 5.5 of the Rules of Order of the Board of Supervisors be suspended to permit consideration of the Charter amendment for the June election today.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Ordered submitted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley E. Salieri, Geneva Towers;  
Robert N. Kahn, harassment of food servers;  
Dehnert Queen, budget process, homeless, welfare, I-280,  
Food Not Bombs;  
John O'Brien, Task Force on Homelessness;  
Ace Washington, racism in City Hall, reparations Western  
Addition A-2 area;  
Peter Mychernokof, Thomas J. Cahill Hall of Justice,  
Presidio electric facility.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Street Closing, Innes Avenue]

Resolution authorizing temporary closing of a portion of Innes Avenue for a birthday party.  
(Supervisor Bierman)

File 42-94-3, Resolution No. 140-94

(Innes Avenue, between Third and Mendell Streets, on Saturday, February 26, 1994, from 1:00 p.m. through 7:00 p.m.)

(February 14, 1994 - Introduced in Board for consideration on February 22, 1994.)

Adopted.

[Business Loan Program]

Resolution urging the Mayor to establish a special business loan program for the merchants located in the Fisherman's Wharf area. (Supervisors Shelley, Alioto)

File 183-94-1, Resolution No. 131-94

(February 14, 1994 - Introduced in Board for consideration on February 22, 1994.)

Adopted.

[Economic Study]

Resolution urging the Mayor to complete an economic impact study on the effects of the changes in traffic and travel patterns due to the 1989 Loma Prieta Earthquake on the Fisherman's Wharf, North Beach and Chinatown areas. (Supervisors Shelley, Alioto)

File 183-94-2, Resolution No. 130-94

(February 14, 1994 - Introduced in Board for consideration on February 22, 1994.)

Adopted.

[Parking and Traffic, Traffic Mitigations]

Resolution urging the Mayor to urge the Department of Parking and Traffic to fully implement the traffic mitigation package designed to improve access to the Fisherman's Wharf, North Beach and Chinatown areas. (Supervisors Shelley, Alioto)

File 190-94-1, Resolution No. 129-94

(February 14, 1994 - Introduced in Board for consideration on February 22, 1994.)

Adopted.

[Convention and Visitors Bureau, Media Campaign]

Resolution urging the Mayor to urge the Convention and Visitors Bureau to design and execute a regional media campaign designed to encourage regional visitors and San Franciscans to visit the Fisherman's Wharf, North Beach and Chinatown areas. (Supervisors Shelley, Alioto)

File 197-94-2, Resolution No. 132-94

(February 14, 1994 - Introduced in Board for consideration on February 22, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Kaufman, Maher - 4.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-8, Resolution No. 133-94

Tom Hsieh, member, Board of Supervisors, March 5 - 9; Barbara Kaufman, member, Board of Supervisors, March 3 - 8; Kevin Shelley, member, Board of Supervisors, March 5 - 9; Edwin Lee, Director, Human Rights Commission, February 18 - 21 and March 23 - 24; Louise Renne, City Attorney, February 15 - 20 and February 23 - March 2, 1994.)

Adopted.

[Task Force on Prostitution]

Resolution amending the Task Force on Prostitution to add a representative of the office of Supervisor Terence Hallinan. (Supervisor Hallinan)

File 174-94-1.3, Resolution No. 134-94

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Kaufman, Maher - 4.

#### OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE



Referred to Committee

[Sunshine Ordinance Task Force, Add Member]

Ordinance amending Administrative Code by amending Section 67.30 to change the membership of the Sunshine Ordinance Task Force. Supervisor Shelley presented. Referred to Rules Committee.

File 097-94-014.01.

Referred to Board

[Bay Conservation and Development Commission]

Resolution confirming the appointment of an alternate member of the San Francisco Bay Conservation and Development Commission. Supervisor Maher presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 092-91-008.

[Condemn, Reverend Fred Phelps]

Resolution condemning the Reverend Fred Phelps and his actions taken against the Lesbian and Gay Community and people with HIV and AIDS. Supervisors Alioto, Leal, Kaufman presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 006-94-008.

[Commend, Gene E. Suttle]

Resolution commending Mr. Gene E. Suttle for his twenty-seven years of dedicated service to citizens of the City and County of San Francisco and urging his Honor, the Mayor, to declare Friday, March 4, 1994 as Gene E. Suttle Day. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 006-94-009.

[Commend, Beverly Axelrod]

Resolution commending Beverly Axelrod for a lifetime commitment to the Civil Rights Movement and declaring March 3, 1994, her 70th birthday, "Beverly Axelrod Day" in San Francisco. Supervisors Hallinan, Migden, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 006-94-010.

[Commend, Rick Salinas]

Resolution commending Rick Salinas for his dedication, leadership and success with the AIDS Emergency Fund and for his extraordinary personal commitment to helping people living with HIV. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 006-94-011.

[Commend, Alternative Family Services]

Resolution commending Alternative Family Services for its many contributions to families and children throughout San Francisco. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 006-94-012.

[State Legislation, SB 1432, Venereal Diseases]

Resolution opposing passage of SB 1432 (Rogers) and urging the Mayor to direct the City's Lobbyist to urge the State Legislature to oppose SB 1432 concerning the addition of HIV and AIDS as venereal diseases. Supervisors Alioto, Kaufman presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 012-94-009.

[Street Closing, Waverly Place, March 20, 1994]

Resolution authorizing temporary closing of portion of Waverly Place, between Clay and Washington Streets, on March 20, 1994, from 10:00 a.m. to 3:00 p.m., for the 1994 Annual Spring Festival. Supervisors Hsieh, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 042-94-004.

[Recycling Services in Chinatown]

Resolution urging the Chief Administrative Officer to request the Recycling Program to extend curbside recycling service to all neighborhoods in San Francisco, including, but not limited to Chinatown. Supervisors Hsieh, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 057-94-001.

[In-Home Supportive Services (IHSS) Funding]

Resolution declaring the intent of the Board of Supervisors to study and determine an option under Section 12301.6 of the Welfare and Institutions Code to provide for the delivery of In-Home Supportive Services (IHSS); requesting the State Controller to allocate funds to the City and County of San Francisco for the purpose of complying with Section 12301.6; urging a limited amount of the state allocation be used to prepare a plan for delivery of In-Home Supportive Services and requesting submittal of a plan for the use of state funds for the delivery of IHSS. Supervisors Kennedy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 107-94-002.

[Task Force on Prostitution, Add Member]

Resolution amending the Task Force on Prostitution to add a

representative of Glide Memorial. Supervisor Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 174-94-001.04.

Referred to Committee

[Local Contracting and Hiring Task Force, Create]

Resolution creating a Local Contracting And Hiring Task Force to investigate how the City can respond most effectively to the awarding of construction contracts to out-of-city and out-of-state contractors; the task force shall complete its work and report to the Board of Supervisors by November 1, 1994. Supervisors Alioto, Kennedy, Leal presented. Referred to Budget Committee with request it be considered at its March 2, 1994 meeting.

File 174-94-004.

Referred to Board

[Family Leave for Domestic Partners]

Resolution urging the Mayor to urge the Civil Service Commission to grant entitlement to family and medical care leave to city employees who are domestic partners. Supervisors Alioto, Hallinan, Maher, Bierman, Leal, Kaufman, Shelley, Hsieh, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 222-94-002.

Requests for Hearings:

[Public Utilities Commission Hiring Practice]

Hearing to consider whether part-time drivers currently employed by Municipal Railway can be given preference during recruitment for full-time employment. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee with request it be considered at the March 22, 1994 meeting.

File 007-94-005.

[Occupational Safety and Health Programs]

Hearing to consider the status of occupational safety and health programs in city departments and whether it is in compliance with Cal-OSHA regulations and Labor/ Management Safety and Health Committees. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 030-94-008.

[Ballot Measure, Single Payer Health Initiative]

Hearing to consider endorsing a Single Payer Health Initiative and the Health Security Act on the November 1994 California Ballot. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 060-94-002.

[General Assistance/Food Stamp Programs]

Hearing to consider the consolidation of the General Assistance and Food Stamp Programs at the Department of Social Services. Supervisor Alioto presented. Referred to Budget Committee.

File 083-94-003.

[AIDS Funding]

Hearing to consider the Department of Public Health AIDS Office report regarding the decline in the number of AIDS cases in San Francisco and its impact on future State and Federal funding. Supervisor Alioto presented. Referred to Joint Budget and Health/Public Safety/Environment Committee with request it be considered on March 23, 1994.

File 108-94-001.

[Alternative Jail Facilities]

Hearing on the establishment of jail facilities in residential neighborhoods. Supervisors Kaufman, Conroy presented. Referred to Health/Public Safety/Environment Committee.

File 115-94-002.

[Safety of Temporary Location of City Offices]

Hearing to consider the safety of temporary locations for the City's offices, including, but not limited to the temporary location of City Hall. Supervisor Hsieh presented. Referred to Housing and Land Use Committee with request it be considered at the March 17, 1994 meeting.

File 200-94-001.

Motions:

Referred to Board

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar February 28, 1994.

File 030-94-001.04.

Referred to Committee

[Management Audit, Tax Collector]

Motion directing the Budget Analyst to conduct a comprehensive management audit of the Tax Collector's Office. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the March 2, 1994 meeting.

File 165-94-004.

Introduced by the President at the Request of Departments

Ordinance Referred to Committee

File 115-94-001. [Public Service Kiosks/Public Toilets, Advertising] Ordinance amending Planning Code by amending Sections 603, 605 and 608 thereof, to permit advertising on Public Service Kiosks associated with public toilets, and adopting findings pursuant to City Planning Code Section 101.1. (Department of City Planning) Referred to Housing and Land Use Committee.

Resolutions Referred to Committee

File 127-93-002.01. [New Jobs Tax Credit Regulations] Resolution amending or disapproving New Jobs Tax Credit rules under Sections 906B and 1005.6 of Part III of the Municipal Code. (Tax Collector) Referred to Government Efficiency/Labor Committee.

File 023-94-001. [Waive Statute of Limitations] Resolution waiving the Statute of Limitations with respect to payment of certain warrants of the City and County of San Francisco, the sum of \$408.49 a legal obligation of the City and County of San Francisco. (Keith Klegman \$352.49 and Mark E. Holland

\$56.00.) (Controller) Referred to Budget Committee.

File 030-94-007. [Vocational Rehabilitation for Substance Abusers] Resolution authorizing the Department of Public Health, Community Substance Abuse Services to enter into a cooperative agreement with the State of California, Department of Vocational Rehabilitation retroactively to July 1, 1993 in the amount of \$44,235 to provide vocational rehabilitation services to residents of San Francisco who are currently receiving or require substance abuse treatment services; authorizing and directing the President of the Board of Supervisors to certify said agreement which shall include an indemnification of the State of California. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 040-94-003. [Residential Parking Area "G", Pacific Heights] Resolution extending the boundaries of Residential Permit Parking Area "G" in the Pacific Heights Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 040-94-004. [Residential Parking Area "U", South of Market] Resolution extending the boundaries of Residential Permit Parking Area "U" in the South of Market area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 086-94-001. [S.F. County Fair Flower Show] Resolution approving the 1994 Budget for the San Francisco County Fair Flower Show. (Also see File 86-93-1). (Recreation and Park Department) Referred to Government Efficiency/Labor Committee.

File 089-94-008. [SDI Coverage for Classification 1163] Resolution authorizing enrollment of Classification 1163 Executive Assistant to the Director of Health, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 093-94-005. [MOU, Probation Officers Association] Resolution ratifying Memorandum of Understanding with the San Francisco Probation Officers Association. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 112-94-001. [Official Newspaper, Balance of FY 93-94] Resolution designating the San Francisco Examiner to be official newspaper of the City and County of San Francisco, commencing April 1, 1994 and ending June 30, 1994, for all official advertising of the City and County, which is required by law to be published one time but not more than three times weekly. (Purchasing Department) Referred to Government Efficiency/Labor Committee.

File 112-94-001.01. [Official Newspaper, FY 94-95] Resolution designating the San Francisco Examiner to be official newspaper of the City and County of San Francisco, commencing July 1, 1994, for specified categories of official advertising. (Purchasing Department) Referred to Government Efficiency/Labor Committee.

File 168-94-001. ["Open Space" Acquisition, Mullen Peralta Site] Resolution authorizing purchase agreement for acquisition of real property located in Bernal Heights generally described as the Mullen Peralta site, identified as City and County of San Francisco Assessor's Block 5538, Lot 15, for open space purposes and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Referred to Budget Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Kaufman, Alioto, that City Attorney draft ordinance which would protect the dignity of funerals and memorial services by restricting the time and place of demonstrations and prohibiting the harassment of persons attending services.

By Supervisor Kennedy, that letter be sent to General Manager, Public Utilities Commission informing him a hearing has been called to determine whether part-time Municipal Railway drivers currently employed by Municipal Railway can be given preference during recruitment for full-time employment and requesting officials from the Municipal Railway attend the March 22, 1994 Economic Vitality and Social Policy Committee meeting to address this matter.

By Supervisor Kennedy, that letters be sent to Director of Public Health and Director of Public Works regarding trash and old abandoned automobiles on the vacant lot on San Bruno Avenue, next door to 3099 San Bruno Avenue, near Olmstead and Mansell Streets and inquiring whether this site can be checked and the debris removed.

By Supervisors Kennedy, Alioto, that City Attorney advise whether it is permissible to require contractors bidding under Prop J certification to pay or include fringe benefits for their employees.

By Supervisor Conroy, that City Attorney advise what is considered a non-violent offender.

By Supervisors Migden, Alioto, that City Attorney advise whether the Board of Supervisors has the power

to overturn the decision of the Recreation and Park Commission to permit limited sales of alcoholic beverages at Kezar Stadium.

By Supervisor Migden, that City Attorney review and advise as to the status of the human skeletal remains discovered and dug up at the Palace of the Legion of Honor and whether those remains can be reinterred at an appropriate time and site at the Palace of the Legion of Honor.

By Supervisor Shelley, that City Attorney prepare appropriate legislation which would double the fines for Vehicle Code violation 22500H, double parking, from \$50 to \$100.

By Supervisor Shelley, that letter of inquiry be sent to General Manager, Public Utilities Commission, to determine the following: whether the General Manager, Municipal Railway, feels that the current level of cleanliness of the bus shelters in San Francisco and specifically in the Sunset District is acceptable; whether the on-time records of the L and N Muni Metro lines are acceptable and whether the Muni buses and Metro cars meet an adequate level of cleanliness.

By Supervisor Shelley, that letter be sent to Director of Parking and Traffic requesting status report on cars parked for sale on city streets, especially in the Sunset District as follows: how many cars have had notices placed upon them stating that they are parked illegally and will be towed if they are not removed; how many cars have been towed, how quickly does the department respond to citizens calls expressing distress over illegally parked vehicles and would additions to street signs that explicitly express the illegality of parking cars for sale enhance the ability to get them off the street.

By Supervisors Kennedy, Alioto, that letter be sent to Department of Housing and Urban Development concerning the proposed "lock down" at Geneva Towers which would require tenants to carry identification and guests to be searched.

By Supervisors Kennedy, Alioto, that letter be sent to San Francisco Housing Authority inquiring whether there are plans to impose the same conditions on tenants at the Sunnydale Projects as is being done at the Alice Griffith Public Housing units.

By Supervisor Kennedy, that the Clerk of the Board is directed to notify and transmit matters before the Board of Supervisors concerning the homeless to the Homeless Task Force for review and comment.

By Supervisor Hsieh, that letters be sent to his Honor, the Mayor, and the Director of Public Works concerning roadside maintenance on Iowa Street, between 22nd and 23rd Streets and inquiring whether the site can be investigated and cleared of all debris to maintain a clean and sanitary condition.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Randy Shilts (By the entire Board)  
H. Donald White (Supervisor Alioto)  
Jacqueline Rivera (Supervisor Kennedy)  
George Mendenhall (Supervisors Migden, Hallinan, Leal, Bierman,  
Alioto)  
Mae Wong Li (Supervisor Bierman)  
Valentin Rivera (Supervisors Leal, Migden)  
Robert Tran (Supervisor Leal)

File 2-94-8

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 5:05 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Tuesday, February 22, 1994

Approved by the Board of Supervisors on March 9, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

Monday, February 28, 1994

# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, February 28, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:16 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Noted absent at first roll call:

Supervisors Leal, Shelley - 2.

Quorum present.

Supervisor Leal excused. (See infra.)

Supervisor Shelley was noted present at 2:17 p.m.

Supervisor Leal Excused

The Clerk stated Supervisor Leal requested to be excused from attending today's meeting.

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to excuse Supervisor Leal.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Presentation of Guests

Supervisor Kennedy introduced and welcomed Mr. Soud Yussuf Mgeni, member, Central Committee of Opposition Party Civic United Front and Deputy Director of Parliamentary Affairs, Pemba, Tanzania. Mr. Mgeni is a participant in the United States Information Agency's International Visitor Program and is here to study the political systems throughout the country.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Monday, November 15 and 22, 1993, and Wednesday, December 1, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Conroy requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[Naming Hall of Justice for Thomas J. Cahill]

Ordinance amending Administrative Code, which names the Hall of Justice at 850 Bryant Street as the Thomas J. Cahill Hall of Justice. (Supervisors Conroy, Shelley, Kennedy, Hallinan, Maher, Alioto, Migden, Bierman, Kaufman, Hsieh, Leal)

File 97-94-10, Ordinance No. 107-94

(Adds Section 4.22.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Leal, Maher - 2.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Budget Committee

Finally Passed

[Annual Appropriation Ordinance, Amend]

Ordinance amending the administrative provisions of the Annual Budget and Appropriation Ordinance to reflect the charter changes resulting from the voters' approval of Proposition L in the November, 1993 election (create Human Resources Department). (Supervisor Kaufman)

File 101-93-2.5, Ordinance No. 110-94

Finally passed.

[Annual Appropriation Ordinance, Amend]

Ordinance amending Annual Appropriation Ordinance No. 241-93 by amending Sections 1 through 32 to reflect the organizational and administrative changes approved by the voters' enactment of Proposition L in the November, 1993 election (create Human Resources Department). (Supervisor Kaufman)

File 101-93-2.6, Ordinance No. 112-94

Finally passed.

[Annual Salary Ordinance, Amend]

Ordinance amending the administrative provisions of the Annual Salary Ordinance (Ord. No. 242-93) to reflect the charter changes resulting from the voters' approval of Proposition L in the November, 1993 election (create Human Resources Department). (Supervisor Kaufman)

File 102-93-2.1, Ordinance No. 113-94

Finally passed.

[Human Resources Department]

Ordinance amending Administrative Code, to substitute the Human Resources Department for the Civil Service Commission. (Supervisor Kaufman)

File 97-94-11, Ordinance No. 108-94

(Amends Section 3.2.)

Finally passed.

[Employee Relations Ordinance]

Ordinance amending Administrative Code, Employee Relations Ordinance, to reflect the organizational and administrative changes made by the voters' approval of Proposition L at the November, 1993 election (Human Resources Department). (Supervisor Kaufman)

File 97-94-12, Ordinance No. 109-94

(Amends Sections 16.200 through 16.220 and Section 16.222.)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation, Juanita Hodge]

Ordinance authorizing settlement of litigation of Juanita Hodge against the City and County by payment of \$75,000. (City Attorney)

File 45-94-2, Ordinance No. 93-94

(Superior Court No. 943-751)

Finally passed.

[Settlement of Litigation, Peggy Ann and Daniel McCarthy]

Ordinance authorizing settlement of litigation of Peggy Ann McCarthy and Daniel J. McCarthy against the City and County, by payment of \$27,500. (City Attorney)

File 45-94-3, Ordinance No. 94-94

(Superior Court No. 923-666)

Finally passed.

[Settlement of Litigation, David Ahlers]

Ordinance authorizing settlement of litigation of David Ahlers against the City and County by payment of \$19,000. (City Attorney)

File 45-94-4, Ordinance No. 95-94

(Superior Court No. 911-212)

Finally passed.

[Settlement of Litigation, Kingston Constructors]

Ordinance authorizing settlement of litigation of Kingston Constructors against the City and County by payment of \$12,500. (City Attorney)

File 45-94-5, Ordinance No. 96-94

(Superior Court No. 954-997)

Finally passed.

[Settlement of Litigation, Mira Ingram]

Ordinance authorizing settlement of litigation of Mira Ingram against the City and County by payment of \$29,000. (City Attorney)

File 45-94-6, Ordinance No. 97-94

(Superior Court No. C93-2598)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Lease Amendment - Santa Clara Sand and Gravel]  
Ordinance authorizing amendment to lease of Water Department land in Alameda County with Santa Clara Sand and Gravel. (Public Utilities Commission)

File 65-94-6, Ordinance No. 101-94

Finally passed.

[Time for Award of Contracts]  
Ordinance amending Administrative Code, relating to time for award of contracts for Federal and State grant and loan funded projects. (Department of Public Works)

File 97-94-2, Ordinance No. 102-94

(Amends Section 6.1-2.)

Finally passed.

[Hold Harmless Agreement]  
Ordinance amending Administrative Code, authorizing the Department of Social Services to enter into hold harmless agreements with the Regents of the University of California for providing services under agreements with the Department of Social Services. (Department of Social Services)

File 97-94-7, Ordinance No. 105-94

(Adds Section 1.45.)

Finally passed.

[Hold Harmless Agreements - PUC]  
Ordinance amending Administrative Code, authorizing the Public Utilities Commission to execute hold harmless agreements with the vendors of used transit vehicles. (Public Utilities Commission)

File 97-94-8, Ordinance No. 106-94

(Adds Section 1.44.)

Finally passed.

[Hold Harmless Agreements, Department of Public Health]  
Ordinance amending Administrative Code, authorizing the Health Commission to execute hold harmless agreements with Alameda County when contracting for certain mental health services. (Department of Public Health)

File 97-94-9, Ordinance No. 98-94

(Adds Section 1.42.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Leal, Maher - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Appropriation, Mayor, Community Development Office]

Ordinance appropriating \$104,127, Mayor's Office of Community Development, from the Dispute Resolution Program Fund to continue contracts for dispute resolution services in 1993-94; providing for ratification of action previously taken; funded from existing fund balance (includes funding for professional services). (Controller)

File 101-93-79, Ordinance No. 99-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Leal, Maher - 2.

[Appropriation, Mayor's Office of Housing]

Ordinance appropriating \$27,700, Mayor's Office of Housing, in Housing Program fees, to administer the Mortgage Credit Certificate Program for fiscal year 1993-94; providing for ratification of action previously taken. (includes funding for non-personal services). (Controller)

File 101-93-80, Ordinance No. 104-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Consideration Continued

[District Attorney - Child Abduction Unit]

Resolution urging the Mayor to submit a supplemental appropriation in the amount of \$80,000 to fund a Child Abduction Unit in the District Attorney's Office for the remainder of fiscal year 1993-94. (Supervisors Alioto, Bierman)

File 101-93-83, Resolution No.

(February 22, 1994 - Consideration continued to February 28, 1994.)

Supervisor Hallinan, seconded by Supervisor Migden, moved to continue consideration to March 7, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Recommendations of Joint Budget/Housing and Land Use Committee

Finally Passed

[Seismic Safety Loan Program]

Ordinance amending Administrative Code, to provide regulations for the creation and operation of the Seismic Safety Loan Program. (Supervisor Hsieh)

File 97-94-5, Ordinance No. 100-94

(Adds New Sections 66A.1 through 66A.27.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Kaufman, Leal - 2.

[Seismic Safety Loan Fund]

Ordinance amending Administrative Code, by changing the name of the Seismic Strengthening Loan Fund to the Seismic Safety Loan Fund, and making the administration of that fund consistent with the documents authorizing issuance of bonds under the Earthquake Loan Bond Program, 1992. (Supervisor Hsieh)

File 97-94-6, Ordinance No. 103-94

(Amends Section 10.117-110.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kennedy, Maher, Migden, Shelley - 8.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Kaufman, Leal - 2.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Human Resources Department]

Ordinance implementing Charter Section 3.661, 3.662 and 3.663 by providing for transfer of all programs, staff and authority relating to the management and administration of health services of City employees and the transfer of all programs and staff relating to the policy, management and administration of the workers' compensation system to the Department of Human Resources to create exempt positions mandated by Charter Sections 3.661 and 3.663 and to set initial rates of pay for such positions for the remainder of fiscal year 1993-94. (Supervisors Kaufman, Leal, Shelley, Conroy)

File 221-94-1, Ordinance No. 111-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Adopted

[Prop. J. Certification]

Resolution concurring with the Controller's certification that janitorial services for 1660 Mission Street can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

File 25-94-1, Resolution No. 181-94

(Fiscal Impact.)

(February 22, 1994 - Consideration continued to February 28, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

NEW BUSINESS

Recommendations of Budget Committee

Refused Passage for Second Reading; Rescinded;  
Passed for Second Reading as Amended

(Supervisor Hsieh dissenting in Committee.)

[Appropriation, Police Department/Citizen Complaints]  
Ordinance appropriating \$61,420, Office of Citizen Complaints, Police Department, from the General Fund Reserve, to restore three positions for fiscal year 1993-94; subject of previous budgetary denial. (Supervisors Alioto, Bierman, Migden, Shelley)

File 101-93-70, Ordinance No.

(Fiscal Impact.)

Refused passage for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Maher, Migden, Shelley - 7.

Noes: Supervisors Conroy, Hsieh, Kaufman - 3.

Absent: Supervisor Leal - 1.

Supervisor Conroy, seconded by Supervisor Maher, moved to rescind the previous vote:

Motion to rescind the previous vote adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Supervisor Hsieh, seconded by Supervisor Conroy, moved to amend lines 22 and 23 by changing "8127A and 1426A" to "8127L and 1426L" to make these positions temporary.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hsieh, Kaufman, Kennedy, Maher - 6.

Noes: Supervisors Bierman, Hallinan, Migden, Shelley - 4.

Absent: Supervisor Leal - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

In connection with the above item, Supervisors Migden, Shelley requested to be added as co-sponsors.

(Supervisor Hsieh dissenting in Committee.)

[Police Department, Restoration of Three Positions]  
Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the restoration of three positions in the Office of Citizen Complaints of the Police Department; companion measure to File 101-93-70. (Supervisors Alioto, Bierman)

File 102-93-19, Ordinance No.

(Fiscal Impact.)

Supervisor Hsieh, seconded by Supervisor Conroy, moved to amend lines 15 and 16 by changing "8127A and 1426A" to "8127L and 1426L" to make the positions temporary.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Noes: Supervisor Hallinan - 1.

Absent: Supervisor Leal - 1.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Passed for Second Reading

[Appropriation, Fire Department]  
Ordinance appropriating \$505,057, Fire Department, 1992 Proposition C Fire Protection Bonds, for capital improvement project for fiscal year 1993-94 (administer Bond Program); providing for ratification of action previously taken. (Controller)

File 101-93-81, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

[Appropriation, Juvenile Probation Department]  
Ordinance appropriating \$150,533, Juvenile Probation Department, of Federal Subvention Revenue for facilities maintenance at the Youth Guidance Center. (Supervisors Alioto, Bierman)

File 101-93-82, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Adopted

[Parking Rates, Seventh and Harrison Lot]  
Resolution approving a monthly parking rate at the Seventh and Harrison parking lot for Skellington Productions. (Department of Parking and Traffic)

File 47-94-3, Resolution No. 184-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

[Sale of Surplus Property - Alameda County]  
Resolution confirming sale of surplus City-owned property; Alameda County Assessor's Parcel No. 96-310-19. (Real Estate Department)

File 96-94-1, Resolution No. 170-94

(Fiscal Impact.)



Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Adopted as Amended

[CalTrain Downtown Extension]

((Resolution urging the Joint Powers Board and Metropolitan Transportation Commission adoption of preferred alternatives for the Caltrain Extension to the financial district, and requesting that these alternatives to the financial district be included on the list of funded Track 1 projects identified in the 1994 Regional Transportation Plan (RTP), and urging the Mayor to support the Caltrain Extension to the financial district.)) (Supervisors Hsieh, Alioto, Bierman)

Resolution urging the Joint Powers Board and Metropolitan Transportation Commission adoption of a preferred alternative for the Caltrain extension to the financial district; requesting that this alternative for the Caltrain extension to the financial district be included on the list of funded Track 1 Projects identified in the 1994 Regional Transportation Plan (RTP); urging the Joint Powers Board to include preliminary conceptual engineering for another alternative in the Environmental Impact Study; and urging the Mayor to support the Caltrain extension to the financial district."

File 171-94-1, Resolution No. 188-94

(Fiscal Impact.)

Supervisor Hsieh, seconded by Supervisor Kaufman, moved an amendment of the whole entitled, "Resolution urging the Joint Powers Board and Metropolitan Transportation Commission adoption of Alternative 8 (Beale and Market Street Terminal) as the preferred alternative for the Caltrain extension, and request that this extension be included on the list of funded Track 1 Projects identified in the 1994 Regional Transportation Plan (RTP) and urging the Mayor to support Alternative 8."

Amendment of the whole failed adoption by the following vote:

Ayes: Supervisors Conroy, Hsieh, Kaufman, Kennedy, Maher - 5.

Noes: Supervisors Alioto, Bierman, Hallinan, Migden, Shelley - 5.

Absent: Supervisor Leal - 1.

Supervisor Hsieh, seconded by Supervisor Bierman, moved to amend page three, lines 6 through 15 by deleting the two "Further Resolved" clauses and inserting the following two "Further Resolved" clauses:

"Further Resolved, That the Board of Supervisors urges the Joint Powers Board to adopt Alternative #8 as the Locally Preferred Alternative and urges the JPB to proceed with the Environmental Impact Study and Preliminary Engineering as its LPA at the earliest possible schedule; and, be it

Further Resolved, That the Board of Supervisors urges the Joint Powers Board to include preliminary conceptual engineering for Alternative #3B in its Environmental Impact Study."

Title amended accordingly to read: "Resolution urging the Joint Powers Board and Metropolitan Transportation Commission adoption of a preferred alternative for the Caltrain extension to the financial district; requesting that this alternative for the Caltrain extension to the financial district be included on the list of funded Track 1 Projects identified in the 1994 Regional Transportation Plan (RTP); urging the Joint Powers Board to include preliminary conceptual engineering for another alternative in the Environmental Impact Study; and urging the Mayor to support the Caltrain extension to the financial district."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

Adopted

[Assessment Appeals Board]

Motion directing the Clerk of the Board of Supervisors to submit to the Mayor a request for a supplemental appropriation for \$101,663 to strengthen the Department of the Board of Supervisors in its ability to hear property tax assessment appeals. (Supervisors Alioto, Conroy)

File 69-94-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

In connection with the above item, Supervisor Conroy requested to be added as co-sponsor.

Recommendations of Health, Public Safety and Environment Committee

Adopted

[Federal Crime Bill]

Resolution urging San Francisco's representatives in Congress to work to secure additional funding to address the City's needs for crime prevention. (Supervisor Migden)

File 13-94-3, Resolution No. 180-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

[Video Display Terminal Advisory Committee 1993 Report]

Resolution urging the Mayor to support the recommendations of the San Francisco Video Display Terminal Advisory Committee 1993 Annual Report. (Supervisor Alioto)

File 30-93-20, Resolution No. 182-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

From Health, Public Safety and Environment  
Committee Without Recommendation

Consideration Continued With Pending Amendment

(Supervisor Hallinan dissenting in Committee.)

[Prohibiting Loitering At Or Near Cash Dispensing Machines]

Ordinance amending Police Code, prohibiting persons from loitering at or near cash dispensing machines. (Mayor)

File 121-93-14, Ordinance No.

(Adds Section 261.)

Supervisor Migden, seconded by Supervisor Shelley, moved to amend page two, line 20 by changing the word "must" to "may" and amend page two, line 25 and page three, lines one and two, by deleting the entire sentence beginning with "Lawful business does ... machines."

Supervisor Conroy, seconded by Supervisor Kaufman, moved to continue consideration with pending amendment to March 14, 1994.

Motion to continue with pending amendment adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 10.

Absent: Supervisor Leal - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Gina Brusatori, preserving churches;  
Jan Bolaffi, oppose neighborhood jails;  
Leanna Scdoris, oppose neighborhood jails;  
Daryl Nick, oppose jail alternative housing;  
Bill Wahrhaftig, neighborhood jails;  
Andre Bolaffi, oppose neighborhood jails;  
Patricia Vaughney, homeless issue;  
Richard Robinson, street beats (foot patrols);  
Margaret Siegel, oppose neighborhood jails;  
Courtney Clarkson, oppose neighborhood jails;  
Claire Isaacs, jails in residential neighborhoods;  
Shelley Salleri, bond debt limit;  
Ace Washington, city government;  
Brandon, parking ticket.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Bay Conservation and Development Commission]

Resolution confirming the designation of Rebecca Evans as an alternate member of the San Francisco Bay Conservation and Development Commission. (Supervisor Maher)

File 092-91-008, Resolution No. 186-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

[Condemn, Reverend Fred Phelps]

Resolution condemning the Reverend Fred Phelps and his actions taken against the Lesbian and Gay Community and people with HIV and AIDS. (Supervisors Alioto, Leal, Kaufman, Migden, Conroy, Bierman)

File 006-94-008, Resolution No. 174-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

In connection with the above item, Supervisors Migden, Conroy, Bierman requested to be added as co-sponsors.

[Commend, Gene E. Suttle]

Resolution commending Mr. Gene E. Suttle for his twenty-seven years of dedicated service to citizens of

the City and County of San Francisco and urging his Honor, the Mayor, to declare Friday, March 4, 1994 as Gene E. Suttle Day. (Supervisors Alioto, Kaufman, Migden, Bierman)

File 006-94-009, Resolution No. 175-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

In connection with the above item, Supervisors Kaufman, Migden, Bierman requested to be added as co-sponsors.

[Commend, Beverly Axelrod]

Resolution commending Beverly Axelrod for a lifetime commitment to the Civil Rights Movement and declaring March 3, 1994, her 70th birthday, "Beverly Axelrod Day" in San Francisco. (Supervisors Hallinan, Migden, Alioto, Kaufman, Migden, Bierman)

File 006-94-010, Resolution No. 176-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

In connection with the above item, Supervisors Kaufman, Migden, Bierman requested to be added as co-sponsors.

[Commend, Rick Salinas]

Resolution commending Rick Salinas for his dedication, leadership and success with the AIDS Emergency Fund and for his extraordinary personal commitment to helping people living with HIV. (Supervisors Shelley, Alioto, Kaufman)

File 006-94-011, Resolution No. 177-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

In connection with the above item, Supervisor Kaufman requested to be added as co-sponsor.

[Commend, Alternative Family Services]

Resolution commending Alternative Family Services for its many contributions to families and children throughout San Francisco. (Supervisors Conroy, Alioto, Migden, Bierman)

File 006-94-012, Resolution No. 178-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

In connection with the above item, Supervisors Migden, Bierman requested to be added as co-sponsors.

[State Legislation, SB 1432, Venereal Diseases]

Resolution opposing passage of SB 1432 (Rogers) and urging the Mayor to direct the City's Lobbyist to urge the State Legislature to oppose SB 1432 concerning the addition of HIV and AIDS as venereal diseases. (Supervisors Alioto, Kaufman, Bierman)

File 012-94-009, Resolution No. 179-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Street Closing, Waverly Place, March 20, 1994]

Resolution authorizing temporary closing of portion of Waverly Place, between Clay and Washington Streets, on March 20, 1994, from 10:00 a.m. to 3:00 p.m., for the 1994 Annual Spring Festival. (Supervisors Hsieh, Alioto)

File 042-94-004, Resolution No. 183-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

[Recycling Services in Chinatown]

Resolution urging the Chief Administrative Officer to request the Recycling Program to extend curbside recycling service to all neighborhoods in San Francisco, including, but not limited to Chinatown. (Supervisors Hsieh, Alioto)

File 057-94-001, Resolution No. 185-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

[In-Home Supportive Services (IHSS) Funding]

Resolution declaring the intent of the Board of Supervisors to study and determine an option under Section 12301.6 of the Welfare and Institutions Code to provide for the delivery of In-Home Supportive Services (IHSS); requesting the State Controller to allocate funds to the City and County of San Francisco for the purpose of complying with Section 12301.6; urging a limited amount of the state allocation be used to prepare a plan for delivery of In-Home Supportive Services and requesting submittal of a plan for the use of state funds for the delivery of IHSS. (Supervisors Kennedy, Alioto)

File 107-94-002, Resolution No. 187-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Task Force on Prostitution, Add Member]

Resolution amending the Task Force on Prostitution to add a representative of Glide Memorial. (Supervisor Hallinan)

File 174-94-001.04, Resolution No. 189-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

[Family Leave for Domestic Partners]

Motion concurring in the determination of the Mayor to urge the Civil Service Commission to grant entitlement to family and medical care leave to city employees who are domestic partners. (Supervisors Alioto, Hallinan, Maher, Bierman, Leal, Kaufman, Shelley, Hsieh, Migden, Conroy)

File 222-94-002, Resolution No. 171-94

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

In connection with the above item, Supervisor Conroy requested to be added as co-sponsor.

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisor Alioto)

File 030-94-001.04

(February 22, 1994 - Introduced in Board for consideration on February 28, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy - 6.

Absent: Supervisors Hsieh, Leal, Maher, Migden, Shelley - 5.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-9, Resolution No. 172-94

(Mayor Frank Jordan, February 27 - March 6; Susan Leal, member, Board of Supervisors, February 28 - March 4; Patrick Murphy, President, Airports Commission, February 23 - 25; Doris M. Ward, Assessor, February 27 - March 1; Calvin Louie, member, Human Rights Commission, February 24 - March 1, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy - 6.

Absent: Supervisors Hsieh, Leal, Maher, Migden, Shelley - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Workers' Compensation Medical Services]

Draft ordinance amending Administrative Code by adding a new section to establish preference for San Francisco General Hospital in providing medical treatment under the City's Workers' Compensation Program. Supervisor Leal presented. Referred to Health/Public Safety/Environment Committee.

File 097-94-016.

[Charter Reform Committee, Gifts]

Ordinance authorizing the Proposition N Charter Reform Committee to accept in-kind contributions to the City for the purpose of charter reform. Supervisors Kaufman, Bierman, Leal presented. Referred to Budget Committee with request it be considered at the March 9, 1994 meeting.

File 226-94-001.

[Via Ferlinghetti Street, Rename Price Row To]

Resolution renaming Price Row to Via Ferlinghetti to honor Lawrence Ferlinghetti's continuing contribution to the cultural fabric of San Francisco through his literary sanctuary, City Lights Bookstore. Supervisors Alioto, Kennedy, Maher presented. Referred to Housing and Land Use Committee with request it be considered at the March 17, 1994 meeting.

File D75-93-003.

Referred to Board

[Tax Collector, Thad Brown]

Resolution supporting the work and contributions of Tax Collector Thad Brown to the City and County of San Francisco. Supervisors Alioto, Maher, Bierman, Kennedy presented. Referred to Board for Adoption

Without Committee Reference Calendar March 7, 1994.

File 006-94-013.

[Commend, Library Commissioners]

Resolution commending six Library Commissioners for their service to the people of San Francisco and to the Public Library. Supervisors Bierman, Alioto, Kaufman, Migden, Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar March 7, 1994.

File 006-94-014.

[Commend, San Francisco Golden Gloves Week]

Resolution commending the San Francisco Golden Gloves for its continued investment in our youth and declaring March 14-19, 1994, its 63rd year anniversary, "San Francisco Golden Gloves Week". Supervisors Hallinan, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 7, 1994.

File 006-94-015.

[Golden Gate Bridge Trespassing Penalties]

Resolution urging the Mayor to urge the California State Legislature to amend Section 27174.2 of the California Streets and Highways Code to make it a felony to trespass on the Golden Gate Bridge if committed with the intent of causing great bodily harm; further urging the Mayor to urge the California State Legislature to enact proposed Section 27174.5 to provide for civil penalties for trespass on the Golden Gate Bridge. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 7, 1994.

File 012-94-010.

Referred to Committee

[Health System Reform]

Resolution identifying issues of concern related to Health System Reform. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the March 22, 1994 meeting.

File 030-94-009.

Referred to Board

[Federally Qualified Health Centers]

Resolution supporting the Department of Public Health in its pursuit to achieve federally qualified health care status for its primary care clinics. Supervisors Alioto, Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar March 7, 1994.

File 030-94-010.

[Regular Board of Supervisors Meeting Schedule]

Resolution changing the schedule of regular meetings of the Board of Supervisors so that the meeting of April 4, 1994, shall commence at 9:30 a.m. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 7, 1994.

File 054-94-006.

Referred to Committee

[Home Program Grant Funds]

Resolution authorizing the Mayor to apply for, accept and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed five million six hundred eighty-four thousand dollars (\$5,684,000) for the Home Program authorized under Title II of the National Affordable Housing Act of 1990, Public Law Number 101-625 and approving the Home Program description. Indirect costs associated with the acceptance of these grant funds will be paid by Community Development Block Grant funds. Supervisors Shelley, Alioto presented. Referred to Budget Committee.

File 068-94-008.

[Video Display Equipment]

Resolution urging his honor, the Mayor, to ensure that City departments comply with terminal equipment provisions of the Video Display Terminal Ordinance. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the March 22, 1994 meeting.

File 100-94-006.

[Appropriation, Civil Service Police Test]

Resolution urging the Mayor to immediately prepare and submit a supplemental appropriation to allow civil service to promptly develop a new civil service exam for police officers. Supervisors Maher, Alioto presented. Referred to Budget Committee.

File 101-93-093.

Referred to Board

[Library Commission, Reinstate Commissioners]

Resolution urging his Honor, the Mayor, to reinstate the six Library Commissioners removed from the San Francisco Library Commission. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 7, 1994.

File 227-94-001.

Requests for Hearings:

[Airport Departure Tax, International Flights]

Hearing to consider the feasibility of establishing a departure tax on all international flights leaving from and arriving at San Francisco International Airport and the potential revenues such a tax could raise. Supervisors Alioto, Kennedy presented. Referred to Budget Committee.

File 027-94-003.

[Auto Seizure, Prostitution Cases]

Hearing on the issue of seizing cars owned by "Johns", those who hire prostitutes. Supervisor Conroy presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-004.

Motions:

Referred to Committee

[Proposition O Meeting, Sunset District]

Motion ordering the April 26, 1994 meeting of the Health, Public Safety and Environment Committee of the Board of Supervisors to be held in the Sunset District of San Francisco, at 6:30 p.m. Supervisors Shelley, Alioto presented. Referred to Rules Committee.

File 054-94-005.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-085. [Appropriation, Police Department] Ordinance appropriating \$386,700, Police Department, narcotics forfeiture and seizure monies for narcotics abatement and investigation at the Police Department and District Attorney's Office for 1993-94 (includes non-personal services, materials and supplies, services of other departments and capital improvements for the Police Department and salaries and mandatory fringe benefits for the District Attorney's Office) RO #93223 (Controller) Referred to Budget Committee.

File 101-93-086. [Appropriation, Hetch Hetchy] Ordinance appropriating \$194,343, Hetch Hetchy Operating Fund to create a Water Quality Laboratory at Hetch Hetchy for fiscal year 1993-94 (includes salaries and mandatory fringe benefits, for the creation of two positions, materials and supplies, equipment, and capital improvement project). RO #93224 (Controller) Referred to Budget Committee.

File 101-93-087. [Appropriation, Water Department] Ordinance appropriating \$1,499,496, Water Department, for Water Quality Monitoring and Improvement Projects at the Water Department (includes salaries and mandatory fringe benefits, for the creation of seven positions, non-personal services, equipment purchase and capital improvement projects); and rescinding \$1,499,496 from other non-personal services (environmental mitigation) for fiscal year 1993-94. RO #93225 (Controller) Referred to Budget Committee.

File 101-93-088. [Appropriation, Department of Public Works] Ordinance appropriating \$1,400,000, Department of Public Works, from Earthquake Safety Bond Fund interest earnings for capital improvements



to various fire stations. RO #93228 (Controller) Referred to Budget Committee.

File 101-93-089. [Appropriation, Department of Public Works] Ordinance appropriating \$23,980,000 and rescinding \$2,200,000, Department of Public Works, from Sunnydale Clean Water Project to allow the construction of the Rankin Pump Station and make capital improvements to the Southeast Water Pollution Control Plant for fiscal year 1993-94 (funded from 1988 Sewer Revenue Bonds and interest earnings). RO #93226 (Controller) Referred to Budget Committee.

File 101-93-090. [Appropriation, Department of Agriculture] Ordinance appropriating \$73,475, Department of Agriculture, unclaimed State gasoline tax revenue, for equipment purchase, services of other departments and transfer to unappropriated General Fund Reserve for fiscal year 1993-94. RO #93232 (Controller) Referred to Budget Committee.

File 101-93-091. [Appropriation, Board of Supervisors] Ordinance appropriating \$225,000, Board of Supervisors to allow increase professional services contract with the Budget Analyst (Zero-Base Budget Analysis) for fiscal year 1993-94; funded from General Fund Reserve (\$117,193) and rescission of remaining Board reserves (\$107,807). (Also see File 69-94-1) RO #93233 (Controller) Referred to Budget Committee.

File 101-93-092. [Appropriation, Academy of Sciences] Ordinance appropriating \$655,700, Academy of Sciences, to a facilities maintenance project, for repair of the Fish Roundabout at the Steinhart Aquarium and appropriating \$154,307 to the General Fund Reserve, and rescinding \$810,007 from a capital improvement project (City Hall roof and skylight repairs) at the Department of Public Works for fiscal year 1993-94. RO #93234 (Controller) Referred to Budget Committee.

File 102-93-026. [Hetch Hetchy, Creates 2 Positions] Ordinance amending Annual Salary Ordinance, 1993-94, Hetch Hetchy, reflecting the creation of two positions (Classifications 2471 Water Quality Chemist and 5247 Associate Sanitary Engineer); companion measure to File 101-93-86. (Department of Human Resources) Referred to Budget Committee.

File 102-93-027. [Water Department, Create 7 Positions] Ordinance amending Annual Salary Ordinance, 1993-94, Water Department, reflecting the creation of seven positions (Classifications 7334 Stationary Engineer (4), 2462 Microbiologist (1), 2471 Water Quality Chemist (1), and 5224 Associate Water Purification Engineer (1); companion measure to File 101-93-87. (Department of Human Resources) Referred to Budget Committee.

File 027-94-002. [Airport, Lease and Use Agreement] Ordinance approving Modification No. 3 of Lease and Use Agreement between Trans World Airlines, Inc. (TWA) and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission) Referred to Government Efficiency/Labor Committee.

File 045-94-009. [Settlement of litigation of Richard Haden] Ordinance authorizing settlement of litigation of Richard Haden against the City and County of San Francisco by payment of \$15,000. (United States District Court No. C92-0532 DLJ) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-003. [Settlement of Litigation, James O. Sims] Ordinance authorizing settlement of James O. Sims v. J & J Plating, et al., upon receipt of the sum of \$2,001 and dismissal of complaint. (Superior Court No. 942-494) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-004. [Settlement of litigation Norma Stone v. Mite-Locke] Ordinance authorizing settlement of Norma Stone v. Mite-Locke, et al., upon receipt of the sum of \$13,250 and release of lien. (Superior Court No. 931-936) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-015. [Health Service System Plans & Rates of Contribution] Ordinance amending Administrative Code, by amending Section 16.157, approving Health Service System plans and rates of contribution as adopted by the Health Service Board. (Health Service System) Referred to Government Efficiency/Labor Committee.

#### Resolutions Referred to Committee

File 038-94-001. [Gift Acceptance, David Jenkins] Resolution accepting a gift in the amount of \$10,000 from David Jenkins, for the use of the San Francisco Commission on National Service. (Clerk of the Board) Referred to Budget Committee.

File 047-94-005. [New Parking Rates, Fifth and Mission Garage] Resolution recommending that the San Francisco Board of Supervisors approve new parking rates at the Fifth and Mission Garage. (Department of Parking and Traffic) Referred to Budget Committee.

File 064-94-002. [Lease of Property at 30 Van Ness Avenue] Resolution authorizing lease of real property at 30 Van Ness Avenue for the Department of Public Works. (Also see File 64-91-28.) (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 064-94-003. [Lease of Property at 633 Folsom St.] Resolution authorizing a lease of real property at 633 Folsom Street for the temporary relocation of the civil courts, court-related administrative divisions, and other City departments. (Real Estate Department) Referred to Budget Committee.

File 064-94-004. [Lease of Property at 875 Stevenson St.] Resolution authorizing a lease of real property at 875 Stevenson Street, commonly known as the San Francisco Mart (Mart II) for the temporary relocation of City departments currently at City Hall. (Real Estate Department) Referred to Budget Committee.

File 065-94-005. [Amendment to Sony Scoreboard Agreement] Resolution approving a second amendment to the agreement to furnish scoreboard and other related services, which provides for the installation of a new video replay screen and other improvements to be funded through additional advertising revenue. (Recreation and Park Department) Referred to Government Efficiency/Labor Committee.

File 089-94-009. [SDI Coverage for Classification 1366] Resolution authorizing enrollment of Classification 1366 Special Assistant VII in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 089-94-010. [SDI Coverage for Classification 8488] Resolution authorizing enrollment of Classification 8488 Director, Crime Prevention, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 093-94-006. [MOU, Temporary Relocation of City Hall] Resolution authorizing the Director of Property to enter into a Memorandum of Understanding with the War Memorial Board of Trustees, for the temporary relocation of the Mayor, the Board of Supervisors, the Law Library, and possibly the City Attorney, to the War Memorial Veterans Building. (Real Estate Department) Referred to Budget Committee.

File 093-94-007. [MOU, Emergency Medical Services Support] Resolution authorizing approval of the Memorandum of Understanding (MOU) between the National Park Service and the City and County of San Francisco for Emergency Medical Services Support. (Department of Public Health) Referred to Select Committee on Base Closures.

File 207-94-003. [Police Facilities, Work Authorization] Resolution authorizing work for the remodeling of Park Police Station and Golden Gate Park Police stables; companion measure to File 101-90-86.4 and 101-91-75.2. (Police Department) Referred to Budget Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Kennedy, Bierman, that letter be sent to the Honorable, Health Commission, urging them to not drop the funding for the Critical Incident Response Team from their 1994-95 Budget.

By Supervisor Bierman, that letter be sent to City Attorney requesting the following information: what limitations does Proposition H (November 1990) impose on the Port's ability to approve short or long term leases for waterfront property while the Proposition H planning process is underway; have you ruled that leases which stay under the financial threshold for the Board of Supervisors review may be approved for non-maritime uses south of the Northwest Waterfront Planning Area. What is the rationale for your decision.

By Supervisor Bierman, that letter of inquiry be sent to Chief of Police concerning permits for food pushcarts along the Southern Waterfront requesting a list of current permit holders, by name, location and how long the permit has been held; whether the permit holders represent an ethnic cross-section of our population; what is the policy concerning rescinding a permit if the vendor fails to use a permit or uses it only infrequently; are permits renewed annually, or are they more or less permanent for a location.

By Supervisor Bierman, that letter of inquiry be sent to Port Director concerning permits for food pushcarts along the Southern Waterfront to determine how many vendors are located on Port property south of Pier 35 (not in Fisherman's Wharf) and whether the Port regulate permits independently of the Police Department.

By Supervisor Bierman, that letter of inquiry be sent to General Manager, Recreation and Park Department, concerning permits for food pushcarts to determine whether the Department allows pushcarts in or adjacent to its property, what provision is made for permits for single-day or weekend events and what pushcart permits are currently issued by the Recreation and Park Department.

By Supervisor Bierman, that letter of inquiry be sent to Director of Health concerning pushcart equipment suppliers to determine whether there are other approved suppliers in San Francisco besides New York Frankfurter and San Francisco Pretzel Company.

By Supervisor Conroy, that letter be sent to Director of Parking and Traffic inquiring about the safety conditions at the intersection of 19th Avenue and Sloat Boulevard.

By Supervisor Hallinan, that letter be sent to Chief Administrative Officer inquiring what plans exist, if any, for electrical re-wiring of City Hall and for making the building cable and fiber optic-ready.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Olga Jacquelyn Austin (Supervisor Kennedy)  
Ruby Payton (Supervisor Kennedy)  
Monroe Green (Supervisor Kennedy)  
Zelma Buffin (Supervisor Kennedy)  
Leona Bayer Wolff (Supervisor Hallinan)  
Rodger Morales (Supervisor Migden)  
Michael Schoch (Supervisors Migden, Bierman)  
Dan el Blum (Supervisor Bierman)

File 2-94-9

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:32 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 21, 1994.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors



Monday, March 7, 1994  
Wednesday, March 9, 1994  
Thursday, March 10, 1994

# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

\_\_\_\_\_  
Monday, March 7, 1994 - 2:00 p.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:24 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Leal, Migden - 5.

Noted absent at roll call:

Supervisors Conroy, Hsieh, Kaufman, Kennedy, Maher, Shelley - 6.

No quorum present.

Supervisors Hsieh, Kaufman, Kennedy, Maher, Shelley excused, on official leave of absence.

Announcement of Special Rules Committee Meeting

Supervisor Migden announced she has scheduled a special Rules Committee meeting for Thursday, March 10, 1994 at 1:00 p.m.

Announcement of Special Board of Supervisors Meeting

President Alioto stated that she has called a Special Meeting of the Board of Supervisors for Thursday, March 10, 1994 at 1:45 p.m. to consider charter amendment relating to selection of Bay Area Rapid Transit station site at San Francisco International Airport. File 230-94-1.

Recess

Supervisor Bierman, seconded by Supervisor Migden, moved to recess the meeting to Wednesday, March 9, 1994, at 2:00 p.m.

No objection and motion carried.

The Board, at the hour of 2:30 p.m. recessed in memory of the following deceased:

William Conroy (By the entire Board)  
Margueritte Henning (By the entire Board)  
Michael Metzger (By the entire Board)

John L. Taylor, Clerk

\_\_\_\_\_  
Wednesday, March 9, 1994 - 2:00 p.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in recessed session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Noted absent at first roll call:

Supervisors Conroy, Shelley - 2.

Quorum present.

Supervisor Conroy was noted present at 2:24 p.m.

Supervisor Shelley excused on official leave of absence.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Migden, seconded by Supervisor Maher, moved that the Journals of Proceedings for Monday, December 6, 1993, and Monday, February 14, 1994 and Tuesday, February 22, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

CONSENT CALENDAR

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of Hong Fun Ma against the City and County by payment of \$62,500 and release of medical lien in the amount of \$10,927. (City Attorney)

File 45-94-7, Ordinance No.

(Superior Court No. 934-089)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of O'Brien Mechanical against the City and County by payment of \$416,172.30. (City Attorney)

File 45-94-8, Ordinance No.

(Superior Court No. 947-060)



Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of Oscar Wooten v. S.F.O. Airporter, Inc., et al., upon receipt of the sum of \$1,000 and release of lien. (City Attorney)

File 46-94-1, Ordinance No.

(Superior Court No. 942-680)

Passed for second reading.

[Settlement of Litigation]

Ordinance authorizing settlement of Ed Ellestad, et al., v. Leon Pak, et al., upon receipt of \$22,000 and dismissal of complaint. (City Attorney)

File 46-94-2, Ordinance No.

(Superior Court No. 912-477)

Passed for second reading.

[Settlement of Claim]

Ordinance authorizing settlement of claim against Alamo Rent-A-Car, Inc., and Corinne M. Graham with waiver of credit rights against future medical expenses and temporary disability upon receipt of the sum of \$12,500 and release of claim. (City Attorney)

File 49-94-1, Ordinance No.

Passed for second reading.

Adopted

[Contract Award Extension]

Resolution granting extension of time for awarding the Water Department Contract No. WD-2147R, San Francisco Water Department Fire Protection System. (Public Utilities Commission)

File 61-94-1, Resolution No. 208-94

Adopted.

[State Disability Insurance]

Resolution authorizing enrollment of Classification 1163, Executive Assistant to the Director of Health, in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-8, Resolution No. 209-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

(Supervisor Hsieh dissenting in Committee.)

[Appropriation, Police Department/Citizen Complaints]  
Ordinance appropriating \$61,420, Office of Citizen Complaints, Police Department, from the General Fund Reserve, to restore three positions for Fiscal Year 1993-94; subject of previous budgetary denial. (Supervisors Alioto, Bierman, Migden, Shelley)

File 101-93-70, Ordinance No. 114-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

(Supervisor Hsieh dissenting in Committee.)

[Police Department, Restoration of Three Positions]  
Ordinance amending Ordinance No. 242-93 (Annual Salary Ordinance, 1993-94) reflecting the restoration of three positions in the Office of Citizen Complaints of the Police Department; companion measure to File 101-93-70. (Supervisors Alioto, Bierman)

File 102-93-19, Ordinance No. 115-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

[Appropriation, Fire Department]  
Ordinance appropriating \$505,057, Fire Department, 1992 Proposition C Fire Protection Bonds, for capital improvement project for fiscal year 1993-94 (administer Bond Program); providing for ratification of action previously taken. (Controller)

File 101-93-81, Ordinance No. 116-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

[Appropriation, Juvenile Probation Department]  
Ordinance appropriating \$150,533, Juvenile Probation Department, of Federal Subvention Revenue for facilities maintenance at the Youth Guidance Center. (Supervisors Alioto, Bierman)

File 101-93-82, Ordinance No. 117-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

Adopted

[District Attorney - Child Abduction Unit]  
Resolution urging the Mayor to submit a supplemental appropriation in the amount of \$80,000 to fund a Child Abduction Unit in the District Attorney's Office for the remainder of fiscal year 1993-94. (Supervisors Alioto, Bierman)

File 101-93-83, Resolution No. 237-94

(February 28, 1994 - Consideration continued to March 7, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher - 6.

Noes: Supervisors Kaufman, Migden - 2.

Absent: Supervisors Conroy, Leal, Shelley - 3.

Recommendation of Rules Committee

Adopted

[Appointments]

Resolution appointing members to the Telecommunications Policy Committee, terms expired, for two year terms ending February 1, 1996. (Rules Committee)

File 92-94-2, Resolution No. 210-94

(Byron Rhett, vice himself, public interest;  
John Van Heusden, vice himself, public interest;  
Edd Dundas, vice Harmon Schragge, public interest;  
Sybil Boutilier, vice Kathleen Tyner, public interest.)

(February 22, 1994 - Consideration continued to March 7, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, 911 Capital Improvement Project]

Ordinance appropriating \$1,500,000 for 911 capital improvement project and rescinding two capital improvement projects (1001 Turk Street) at the Fire Department for fiscal year 1993-94. (Supervisors Maher, Alioto)

File 101-93-76, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

[Appropriation, Mayor's Office of Children, Youth]

Ordinance appropriating \$228,233, Mayor's Office of Children, Youth and Their Families, from the Children's Fund, for professional services contracts with community based agencies for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-84, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

Adopted

[Waive Statute of Limitations]

Resolution waiving the Statute of Limitations with respect to payment of certain warrants of the City and County, the sum of \$408.49 a legal obligation of the City and County. (Controller)

File 23-94-1, Resolution No. 196-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[DPW - Sewer Repairs, Various Locations]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to repair short sections of sewers in various locations on an emergency basis due to unforeseen sewer failures or imminent danger of failure during fiscal year 1993-94 - \$300,000. (Department of Public Works)

File 28-94-1, Resolution No. 197-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[DPW - Elmira Street Sewer Replacement]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Elmira Street between Shafter Avenue and Helena Street - \$94,400. (Department of Public Works)

File 28-94-2, Resolution No. 198-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[DPW - Third Street Sewer Replacement]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Third Street between Kirkwood and La Salle Avenues - \$250,000. (Department of Public Works)

File 28-94-3, Resolution No. 199-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[DPW - Washington Street Sewer Replacement]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace collapsed sewer in Washington Street between Grant Avenue and Stockton Street - \$125,275. (Department of Public Works)

File 28-94-4, Resolution No. 200-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[DPW - Vasquez Avenue Sewer Replacement]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace collapsed sewer in Vasquez Avenue between Laguna Honda Boulevard and Balceta Avenue - \$61,300. (Department of Public Works)

File 28-94-5, Resolution No. 201-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[DPW - Twenty-Fifth Street Sewer Replacement]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Twenty-Fifth Street between Fountain Street and Grand View Avenue - \$120,000. (Department of Public Works)

File 28-94-6, Resolution No. 202-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Local Contracting and Hiring Task Force, Create]

Resolution creating a Local Contracting And Hiring Task Force to investigate how the City can respond most effectively to the awarding of construction contracts to out-of-city and out-of-state contractors; the task force shall complete its work and report to the Board of Supervisors by November 1, 1994. (Supervisors Alioto, Kennedy, Leal, Bierman)

File 174-94-4, Resolution No. 217-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

#### Recommendations of Rules Committee

Passed for Second Reading

[Sunshine Ordinance Task Force, Add Two Members]

Ordinance amending Administrative Code, to change the membership of the Sunshine Ordinance Task Force from nine voting members to eleven voting members by adding two public interest positions, and by providing that one of the voting members shall be appointed from individuals whose names have been submitted by the San Francisco Foundation. (Supervisors Kennedy, Shelley)

File 97-94-14, Ordinance No.

(Amends Section 67.30.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[San Francisco Stadium, Inc. Board of Directors]

Resolution confirming Mayor's appointment of member to the San Francisco Stadium Incorporated, Board of Directors, for the term ending March 1, 1995. (Rules Committee)

File 33-94-1.1, Resolution No. 205-94

(Louise Bea, vice herself.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Appointment]

Resolution appointing member to the Advisory Task Force on Homelessness for term ending June 30, 1995. (Rules Committee)

File 92-92-35.4, Resolution No. 212-94

(Robin Snyderman, Community Housing Agency.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Appointments]

Resolution appointing members to the Airport Noise Committee, terms expired, for new three-year terms ending September 30, 1996. (Rules Committee)

File 92-93-60.3, Resolution No. 213-94

(William Arieta, vice himself, Police Department;  
Aurea Luis-Carnes, vice Michael Arendareff.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Appointment - Adult Day Health Care Planning Council]

Resolution appointing member to the Adult Day Health Care Planning Council, for the three-year term ending September 30, 1996. (Rules Committee)

File 92-94-4.2, Resolution No. 211-94

(Joseph Mignola, vice himself, age group, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

Recommendations of Government Efficiency and Labor Committee

Rereferred to Committee

[Performing Arts Garage]

Ordinance approving form of Performing Arts Garage Management Agreement and bidding documents and authorizing Director of Property to request bids for management of Performing Arts Garage using those documents. (Department of Parking and Traffic)

File 47-93-9, Ordinance No.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to rerefer to Committee.

Motion to rerefer adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

Adopted

[Award of Management Agreement]

Resolution confirming award of the management agreement for the 1660 Mission Street parking facility. (Real Estate Department)

File 47-93-11.1, Resolution No. 184-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Grant of Easement]

Ordinance authorizing the grant of an easement to Pacific Bell over City-owned property in the City of Modesto for installation of a Community Service Cabinet - \$2,500. (Real Estate Department)

File 82-94-2, Ordinance No.

Passed for Second Reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[State Agreement]

Resolution authorizing the Department of Public Health, Community Substance Abuse Services, to enter into a cooperative agreement with the State of California, Department of Vocational Rehabilitation retroactive to July 1, 1993, in the amount of \$44,235, to provide vocational rehabilitation services to residents of San Francisco who are currently receiving or require substance abuse treatment services; authorizing and directing the President of the Board to certify said agreement which shall include an indemnification of the State of California. (Department of Public Health, Supervisor Alioto)

File 30-94-7, Resolution No. 203-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

[S.F. County Fair Flower Show]

Resolution approving the 1994 budget in the amount of \$46,650 for the San Francisco County Fair Flower Show and authorizing the Recreation and Park Department to apply for retroactively, accept and expend funds in the amount of \$40,000 from the State Department of Food and Agriculture, Division of Fairs and Exhibitions, for the San Francisco County Fair Flower Show. (Recreation and Park Department)

File 86-94-1, Resolution No. 191-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Memorandum of Understanding]

Resolution ratifying amendment to Memorandum of Understanding with SEIU, Local 790 for staff and per diem nurses. (Employee Relations Division)

File 93-94-3, Resolution No. 214-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with the Deputy Sheriff's Association. (Employee Relations Division)

File 93-94-4, Resolution No. 215-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Memorandum of Understanding]

Resolution ratifying Memorandum of Understanding with the San Francisco Probation Officers Association. (Employee Relations Division)

File 93-94-5, Resolution No. 216-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[1993-94 State Child Care Development Contract]

Resolution authorizing the execution of an agreement, retroactive to July 1, 1993, between San Francisco and the State of California Department of Education in the amount of \$124,761 for participation by the City and County in the State's Child Care Development Program for fiscal year 1993-94. (Department of Social Services)

File 172-94-5, Resolution No. 218-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Absent: Supervisors Leal, Shelley - 2.

[Hold Harmless Provision]

Resolution authorizing the Chief Administrative officer to enter into a third amended Very Small Quantity Generators Pilot Days Collection Program Agreement with Sanitary Fill Company to conduct six additional VSQG days at its Household Hazardous Waste Facility in 1994-95 and approving a hold harmless provision. (Supervisor Hallinan)

File 172-94-7, Resolution No. 219-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.



Absent: Supervisors Leal, Shelley - 2.

SPECIAL ORDER - 3:00 P.M.

Recommendation of Budget Committee

Hearing Held; Consideration Continued

[Public Hearing]

Hearing to consider ordinance amending Part III, Municipal Code to exclude businesses selling firearms and ammunition from the small business tax exemption and to establish a new business classification for firearm and ammunition sales, to establish a tax rate for this classification of 3%, as of January 1, 1994, for the total gross receipts received by any business which receives any gross receipts from the sale of firearms and ammunition, and to exclude businesses with gross receipts from the sale of firearms and ammunition from eligibility for the small business exemption. (Supervisors Migden, Bierman)

File 127-94-1

(A second public hearing as required by State law will be held on April 11, 1994.)

(Fiscal Impact.)

(Amends Sections 905-A, 1003, 1004.17, 1004.18 and 1005.3.)

The President inquired if anyone present wished to speak.

The privilege of the floor was granted to the following:

Daniel F. Sullivan;  
John E. O'Brien.

There being no one else present wishing to speak, the President declared the hearing closed pursuant to State law, consideration continued to April 11, 1994.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Prince Arcadia, homeless shelter, vehicle, matrix program;  
Peter Moyan, waterfront project, GAP's highrise office tower, public park.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Kennedy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Library Commission, Reinstate Commissioners]

Resolution urging his Honor, the Mayor, to reinstate the six Library Commissioners removed from the San Francisco Library Commission. (Supervisor Alioto)

File 227-94-001, Resolution No.

At the request of Supervisor Kennedy The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Tax Collector, Thad Brown]

Resolution supporting the work and contributions of Tax Collector Thad Brown to the City and County of San Francisco. (Supervisors Alioto, Maher, Bierman, Kennedy)

File 006-94-013, Resolution No. 242-94

(February 28, 1994 - Introduced in Board for consideration on March 7, 1994.)

Adopted.

[Commend, Library Commissioners]

Resolution commending six Library Commissioners for their service to the people of San Francisco and to the Public Library. (Supervisors Bierman, Alioto, Kaufman, Migden, Shelley)

File 006-94-014, Resolution No. 193-94

(February 28, 1994 - Introduced in Board for consideration on March 7, 1994.)

Adopted.

[Commend, San Francisco Golden Gloves Week]

Resolution commending the San Francisco Golden Gloves for its continued investment in our youth and declaring March 14-19, 1994, its 63rd year anniversary, "San Francisco Golden Gloves Week". (Supervisors Hallinan, Alioto, Migden)

File 006-94-015, Resolution No. 194-94

(February 28, 1994 - Introduced in Board for consideration on March 7, 1994.)

Adopted.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[Golden Gate Bridge Trespassing Penalties]

Resolution urging the Mayor to urge the California State Legislature to amend Section 27174.2 of the California Streets and Highways Code to make it a felony to trespass on the Golden Gate Bridge if committed with the intent of causing great bodily harm; further urging the Mayor to urge the California State Legislature to enact proposed Section 27174.5 to provide for civil penalties for trespass on the Golden Gate Bridge. (Supervisor Alioto)

File 012-94-010, Resolution No. 195-94

(February 28, 1994 - Introduced in Board for consideration on March 7, 1994.)

Adopted.

[Federally Qualified Health Centers]

Resolution supporting the Department of Public Health in its pursuit to achieve federally qualified health care status for its primary care clinics. (Supervisors Alioto, Bierman)

File 030-94-010, Resolution No. 204-94

(February 28, 1994 - Introduced in Board for consideration on March 7, 1994.)

Adopted.

[Regular Board of Supervisors Meeting Schedule]

Resolution changing the schedule of regular meetings of the Board of Supervisors so that the meeting of April 4, 1994, shall commence at 9:30 a.m. (Supervisor Alioto)

File 054-94-006, Resolution No. 207-94

(February 28, 1994 - Introduced in Board for consideration on March 7, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hsieh, Leal, Maher, Shelley - 5.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-10, Resolution No. 173-94

Susan Leal, member, Board of Supervisors, March 10 - 11; Carole Migden, member, Board of Supervisors, March 11 - 12, 1994; Preston Cook, member, Port Commission, March 1 - 3 and March 5 - 10; Michael Hennessey, Sheriff, March 15 - 19; John E. Newlin, Executive Director, Parking and Traffic, March 16 - 20; Ming Chang-O'Brien, member, Port Commission, February 26 - March 10; Michael J. Strunsky, member, Airport Commission, March 5 - 8; Doris M. Ward, Assessor, March 4 - 12, 1994; John L. Taylor, Clerk of the Board, May 16 - June 10, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hsieh, Leal, Maher, Shelley - 5.

#### OFF-CALENDAR LEGISLATION

#### ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Appropriation, Department of Public Health]

Ordinance appropriating \$1,495,177 in Medi-Cal net revenues for San Francisco General Hospital's participation in the SB 855 Disproportionate Share Payment program (includes revenue transfer to the General Fund and SB 855 match in other non personal services). Supervisors Hsieh, Alioto, Bierman presented. Referred to Budget Committee with request it be considered at the March 16, 1994 meeting.

File 101-93-094.

[Appropriation, Department of Human Resources]

Ordinance appropriating and rescinding \$80,536, Department of Human Resources, permanent salaries and mandatory fringe benefits for the reclassification and creation of four positions as authorized by Charter Section 3.662 for fiscal year 1993-94 (implement Proposition L); companion measure to File 102-93-25. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the March 16, 1994 meeting.

File 101-93-099.

[Appropriation, Civil Service Commission]

Ordinance appropriating and rescinding \$96,145, Civil Service Commission, for permanent salaries-miscellaneous and mandatory fringe benefits, reassigning eleven positions from the Human Resources Department for the remainder of fiscal year 1993-94 (implement Proposition L); companion measure to File 102-93-29. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the March 16, 1994 meeting.

File 101-93-100.

[Civil Service Commission]  
Ordinance amending Annual Salary Ordinance, 1993-94, Civil Service Commission, reflecting the continuation and reassignment of eleven positions (Classifications 0120 Civil Service Commissioners (5), 1285 Executive Officer, Civil Service (1), 1270 Departmental Personnel Officer (1), 1203 Personnel Technician (2), 1244 Senior Personal Officer (1), and 1426 Senior Clerk Typist (1); companion measure to File 101-93-100. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the March 16, 1994 meeting.

File 102-93-029.

Referred to Committee

[Grant, Private Funds, Homeless Service]  
Resolution authorizing the Mayor, through the Mayor's Office of Community Development, to accept and expend a grant from the Northern California Grantmakers' Task Force on Homelessness for a total amount not to exceed \$50,000 for a program to enhance homeless services, funding and policy coordination; indirect costs to be covered by the 1994 Community Development Block Grant. Supervisor Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar March 14, 1994.

File 068-93-010.01.

[Task Force on African-American Participation]  
Resolution amending Resolution No. 739-93, which created a Task Force on African-American participation to recommend initiatives for implementing a strategic plan for the African-American Community, by amending the method for appointing the four neighborhood members of the task force. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 14, 1994.

File 174-93-007.02.

Referred to Committee

[Official Newspaper 1993-94, Extension]  
Resolution designating the San Francisco Independent as an Official Newspaper of the City and County of San Francisco, commencing April 1, 1994, on an interim basis not to exceed three months, for all official advertising of the City and County which is required by law to be published one time but not more than three times weekly. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee with request it be considered at the March 15, 1994 meeting.

File 112-93-004.

Referred to Board

[State Legislation, AB 37X, Semiautomatic Weapons]  
Resolution supporting AB 37X (Burton) and urging the Mayor to direct the City's Lobbyist to urge the State Legislature to support AB 37X concerning the prohibition of the sale and/or possession of semi-automatic weapons. Supervisors Alioto, Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar March 14, 1994.

File 012-94-011.

[Traffic Regulations, Washington at Jones Street]  
Resolution rescinding tow-away, no stopping traffic regulation on Washington Street, north side, from Jones Street to 30 feet westerly (30-foot zone). Supervisor Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar March 14, 1994.

File 020-94-005.

Referred to Committee

[Lease, Vacant Caltrans Property, Homeless Shelter]  
Resolution urging the Mayor to pursue leasing of vacant Caltrans property for \$1.00 per month for homeless shelter or housing. Supervisors Bierman, Alioto presented. Referred to Budget Committee.

File 064-94-005.

Referred to Board

[Task Force on Prostitution, Membership]

Resolution amending Resolution No. 940-93, which established a Task Force on Prostitution to make recommendations to the Board of Supervisors on legislation and policy reform related to the City's prostitution laws and policies, by having the City Attorney appoint a non-voting, ex-officio, representative to assist the task force, and having the State Senator representing District No. 3 appoint one non-voting member. Supervisor Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar March 14, 1994.

File 174-94-001.05.

[Alcohol Sales at Kezar Stadium]

Resolution urging the Recreation and Park Commission to rescind its decision to enter a test period for the sale of alcohol at Kezar Stadium. Supervisor Migden presented. Referred to Board for Adoption Without Committee Reference Calendar March 14, 1994.

File 193-94-001.01.

[Homeless Encampment Bulldozed]

Resolution condemning the actions of the Recreation and Park Department to bulldoze a homeless encampment in Golden Gate Park without adequate prior notice or outreach and urging the mayor to review the enforcement of existing city department protocols to ensure that such incidents do not reoccur. Supervisors Leal, Migden, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 14, 1994.

File 193-94-002.

Referred to Committee

[Ballot Measure, Cost-Effective BART to Airport]

Hearing to consider charter amendment (First Draft) adding Sections 3.691-1 through 3.691-9 relating to selection of Bay Area Rapid Transit station site at San Francisco International Airport.

File 230-94-1

Supervisors Hsieh, Migden, Maher, Bierman, Kaufman, Kennedy presented.

Supervisor Hsieh, seconded by Supervisor Migden, moved to suspend Board of Supervisors Rule 5.5 to permit introduction of the above charter amendment less than 168 days prior to the election.

Motion to suspend the rules adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Migden - 6.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Conroy, Leal, Maher, Shelley - 4.

Requests for Hearings:

[Overtime Management, Consider Limits]

Hearing to consider management of overtime by City Departments, enforcement of maximum permissible overtime, limiting overtime to 16% and requiring a bi-annual report on overtime payments to the Board of Supervisors. Supervisor Conroy presented. Reactivated pursuant to Board's Rules of Order. Referred to Government Efficiency/Labor Committee.

File 236-93-001.

[Ballot Argument, Police Staffing Level]

Hearing to consider ballot argument concerning charter amendment relating to maintaining a minimum staffing level of 1971 police officers. Supervisor Maher presented. Referred to Rules Committee.

File 314-93-002.

[Ballot Argument, Mission Driven Budgeting]

Hearing to consider ballot argument concerning charter amendment relating to requirements for mission driven budgeting. Supervisor Migden presented. Referred to Rules Committee.

File 318-93-002.

[Ballot Argument, Employment After Retirement]

Wednesday, March 9, 1994

Hearing to consider ballot argument concerning charter amendment relating to employment after retirement for retired persons. Supervisor Migden presented. Referred to Rules Committee.

File 319-93-002.

[Ballot Argument, Equipment Financing]

Hearing to consider ballot argument concerning charter amendment relating to the financing of the acquisition of equipment. Supervisor Shelley presented. Referred to Rules Committee.

File 320-93-002.

[Stop Intersection, 35th Avenue and Ortega]

Hearing to consider installing 4-way Stop intersection at 35th Avenue and Ortega Street. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 018-94-005.

[Ballot Argument, School Bonds]

Hearing to consider ballot argument relating to the school bond measure. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the March 16, 1994 meeting.

File 060-94-001.01.

[Ballot Argument, Low Income Housing Policy]

Hearing to consider ballot argument concerning proposition relating to low income housing policy. Clerk of the Board. Referred to Rules Committee.

File 060-94-003.

[Ballot Argument, BART to Airport]

Hearing to consider ballot argument concerning proposition relating to BART to the Airport initiative. Clerk of the Board. Referred to Rules Committee.

File 060-94-004.

[Ballot Argument, Library Funding]

Hearing to consider ballot argument concerning proposition relating to Library Funding initiative. Clerk of the Board. Referred to Rules Committee.

File 060-94-005.

[Ballot Arguments]

Hearing to consider ballot arguments concerning propositions on the June 1994 ballot placed by persons other than the Board of Supervisors. Supervisor Alioto presented. Referred to Rules Committee.

File 060-94-006.

[Automatic Teller Machine Security Measures]

Hearing to consider enacting legislation which would require banks operating automatic teller machines in the City and County to provide improved security at these machines. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 121-94-004.

[Ballot Argument, Lease Financing, Dispatch Center]

Hearing to consider ballot argument concerning proposition relating to lease financing for combined emergency dispatch center. Supervisor Migden presented. Referred to Rules Committee.

File 212-94-002.

Motions:

Referred to Board

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of

emergency in connection with the needle exchange program. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 14, 1994.

File 030-94-001.05.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-095. [Appropriation, Port of San Francisco] Ordinance appropriating \$1,336,856, Port, for capital improvements, facilities maintenance projects and debt service payments for fiscal year 1993-94; funded from San Francisco Harbor Operating Fund (\$1,108,000) and 1984 Port Revenue Bond fund (\$228,856). RO 393230 (Controller) Referred to Budget Committee.

File 101-93-096. [Appropriation, Sheriff Department] Ordinance appropriating \$660,558, Sheriff Department, Jail Overcrowding Fine Revenue to expand the Residential Care Program to minimize jail overcrowding for fiscal year 1993-94 (includes other non-personal services). RO #93240 (Controller) Referred to Budget Committee.

File 101-93-097. [Appropriation, Adult Probation Department] Ordinance appropriating \$29,281, Adult Probation, Jail Overcrowding Fine Revenue, for permanent salaries and mandatory fringe benefits to continue the Probation Officers Working to End Recidivism (POWER) Program to minimize jail overcrowding in fiscal year 1993-94. RO #93241 (Controller) Referred to Budget Committee.

File 101-93-098. [Appropriation, Department of Parking and Traffic] Ordinance appropriating \$245,000, Department of Parking and Traffic, Off-Street Parking Fund Revenues, for facilities maintenance (St. Mary's Square Garage). RO #93151 (Controller) Referred to Budget Committee.

File 045-94-010. [Settlement of Litigation, Terry Brewer] Ordinance authorizing settlement of litigation of Terry Brewer against the City and County of San Francisco by payment of \$35,000. (United States District Court No. C93-02463 SC) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-011. [Settlement of Litigation, Juan Jose Escobar] Ordinance authorizing settlement of litigation of Juan Jose Escobar against the City and County of San Francisco by payment of \$10,000. (Superior Court No. 943-150) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 048-94-002. [Settlement of Claim, Mark Defren] Ordinance authorizing settlement of Government Code Section 910 claim of Mark Defren against the City and County of San Francisco by payment of \$6,252.40 (less applicable taxes and withholding). (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-017. [Planning Code Amendment/Advertising RH-10 District] Ordinance amending Planning Code by amending Section 603 thereof, to permit advertising in an RH-10 District adjacent to a C-2 District, provided that such advertising faces a C-2 District. (Public Utilities Commission) Referred to Housing and Land Use Committee.

File 155-94-001. [Reward Payment Authorization] Ordinance authorizing payment of reward to Doe One. (Police Department) Referred to Budget Committee.

File 229-94-001. [Fire Alarm System Connection Charges] Ordinance directing the General Manager of the Department of Electricity to establish a new application procedure for the issuance of permits for connecting auxiliary fire alarm system to the municipal fire alarm system; directing the General Manager to review all submitted applications for connection to the municipal fire alarm system; directing the General Manager to prepare a new form of permit for connecting to the municipal fire alarm system; directing the General Manager to execute and issue permits; directing the General Manager to charge an annual charge of \$180.00 for each connection; revoking all existing permits effective 120 days from the passage of this ordinance; directing the General Manager to notify existing permittee of revocation; increasing the current monthly charge of \$2.50 to an annual charge of \$180.00 (\$15.00 per month prorated) for each connection; authorizing the General Manager to take such action necessary or advisable. (Department of Electricity and Telecommunications) Referred to Budget Committee.

Resolutions Referred to Committee

File 038-94-002. [Gift Acceptance, Fortunio Estate] Resolution authorizing the acceptance of real property and cash from the estate of John B. Fortunio. (Real Estate Department) Referred to Budget Committee.

File 143-94-002. [Funds, State Council on Developmental Disabilities] Resolution authorizing the Chief of Police of the City and County of San Francisco to retroactively apply for, accept and expend funds in the amount of Ninety Thousand Dollars (\$90,000) for the new funding for one-year project entitled "California Law Enforcement Officers Effectively Communicating with Handicapped Offenders". (Police Department) Referred to Government Efficiency/Labor Committee.

File 172-94-008. [License Agreement with U.S. Postal Service] Resolution authorizing the Director of Property to enter into a license agreement with the United States Postal Service to use City property at 850 Bryant Street for mail room purposes. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 172-94-009. [Extend Contract, DSS - S.F. Child Abuse Council] Resolution authorizing the Department of Social Services to extend the current contract between the City and County of San Francisco and San Francisco Child Abuse Council, Inc. in the amount of Sixteen Thousand, Six Hundred and Sixty-Seven Dollars (\$16,667) from the County's Children's Trust Fund for the provision of child abuse and neglect prevention services via public awareness and education to professional and community organizations for the period of March 1, 1994 through June 30, 1994. (Also see File 172-93-6.) (Department of Social Services) Referred to Budget Committee.

File 172-94-010. [Extend Contract, DSS - Family Service Agency] Resolution authorizing the Department of Social Services to extend the current contract between the City and County of San Francisco and Family Service Agency of San Francisco in the amount of Thirty-Three Thousand, Three Hundred and Thirty-Three Dollars (\$33,333) from the County's Children's Trust Fund for the provision of in-home and out-of-home parenting training and education to families with children at risk of child abuse and neglect for the period of March 1, 1994 through June 30, 1994. (Also see File 172-93-7.) (Department of Social Services) Referred to Budget Committee.

File 228-94-001. [Sales Tax Consultant Services] Resolution authorizing access to sales or transactions and use tax records pursuant to California Revenue and Taxation Code Section 7056. (Controller) Referred to Budget Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney draft ordinance that would require banks operating automatic teller machines in the City and County to provide surveillance cameras and video recorders at all outdoor ATMs; security guards at high-risk crime areas where ATMs are installed and equip ATMs with 911 emergency buttons and rear view mirrors. File 121-94-4.

By Supervisor Conroy, that City Attorney draft resolution urging the Mayor to appropriate more money to the District Attorney to prosecute probation violations for juvenile offenders.

By Supervisor Kennedy, that letter be sent to Chief of Police inquiring about the drug activities occurring at the Buena Vista West playground.

By Supervisor Kennedy, that letter be sent to Chief Administrative Officer inquiring whether the County of San Francisco will participate in National County Government Week April 16 - 23, 1994.

By Supervisor Maher, that City Attorney prepare resolution establishing a four-way Stop intersection at 35th Avenue and Ortega Street. File 18-94-5.

By Supervisor Shelley, that letter of inquiry be sent to General Manager, Recreation and Park Department, to determine the safety of and repair plans for the play structure in the Bernal Heights Playground.

By Supervisor Shelley, that letter be sent to Director, Department of Parking and Traffic, requesting report on possible traffic remedies that can be put in place on Evelyn Way, between Portola Drive and Teresita Boulevard, concerning automobiles traveling at high speeds through dangerous curves and hit parked vehicles and cause near-misses of pedestrians crossing the street.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

William Conroy (By the entire Board)  
Margueritte Henning (By the entire Board)  
Michael Metzger (By the entire Board)  
Mabel Compton (Supervisor Kennedy)  
Theresa Hoogasian (Supervisors Maher, Leal)

File 2-94-10

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 3:18 p.m. adjourned.

John L. Taylor, Clerk



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Thursday, March 10, 1994 - 1:45 p.m.

The Board of Supervisors of the City and County of San Francisco met in special session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Noted absent at first roll call:

Supervisors Conroy, Leal, Shelley - 3.

Quorum present.

Supervisor Leal excused, on official leave of absence.

Supervisor Shelley was noted present at 2:31 p.m.

Recommendation of Rules Committee

(Pursuant to the provisions of Rule 5.5 of the Board's Rules of Order, at least seven days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order of submission to the electorate. If the June election deadline is to be met, a motion to suspend Rule 5.5 would be appropriate.)

Refused Adoption

[Ballot Measure]

Charter amendment (First Draft) adding Sections 3.691-1 through 3.691-9 relating to selection of Bay Area Rapid Transit station site at San Francisco International Airport. (Supervisors Hsieh, Migden, Maher, Bierman, Kaufman, Kennedy)

File 230-94-1

Supervisor Hsieh, seconded by Supervisor Maher, moved to suspend Board Rule 5.5 to shorten all the time limits to allow the above Charter Amendment to be submitted to the electorate today.

Motion to suspend Board Rule 5.5 refused adoption by the following vote:

Ayes: Supervisors Bierman, Hsieh, Kaufman, Maher, Migden - 5.

Noes: Supervisors Alioto, Hallinan, Kennedy, Shelley - 4.

Absent: Supervisors Conroy, Leal - 2.

ADJOURNMENT

There being no further business, the Board at the hour of 2:35 p.m. adjourned.

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Thursday, March 10, 1994

Approved by the Board of Supervisors on March 28, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing are true and correct copies of the Journals of Proceedings of said Board on the dates stated and they were approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

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Monday, March 14, 1994

# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 14, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Kennedy, Maher - 2.

Quorum present.

Supervisor Maher excused, on official leave of absence.

Supervisor Kennedy was noted present at 2:18 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journal of Proceedings for Monday, December 13, 1993, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Leal, Maher - 2.

Presentation of Guest

Supervisor Shelley introduced and welcomed Mr. Oliver Carney from Northern Ireland, who is the Grand Marshal for the Saint Patrick's Day Parade this year and who has fought for and written several publications on civil rights.

Suspension of the Rules

Supervisor Shelley, seconded by Supervisor Kaufman, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Mr. Carney.

No objection and motion carried.

Mr. Carney spoke of social justice and hope for equality to all.

CONSENT CALENDAR

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation]

Monday, March 14, 1994

Ordinance authorizing settlement of litigation of Hong Fun Ma against the City and County by payment of \$62,500 and release of medical lien in the amount of \$10,927. (City Attorney)

File 45-94-7, Ordinance No. 119-94

(Superior Court No. 934-089)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of litigation of O'Brien Mechanical against the City and County by payment of \$416,172.30. (City Attorney)

File 45-94-8, Ordinance No. 120-94

(Superior Court No. 947-060)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of Oscar Wooten v. S.F.O. Airporter, Inc., et al., upon receipt of the sum of \$1,000 and release of lien. (City Attorney)

File 46-94-1, Ordinance No. 121-94

(Superior Court No. 942-680)

Finally passed.

[Settlement of Litigation]

Ordinance authorizing settlement of Ed Ellestad, et al., v. Leon Pak, et al., upon receipt of \$22,000 and dismissal of complaint. (City Attorney)

File 46-94-2, Ordinance No. 122-94

(Superior Court No. 912-477)

Finally passed.

[Settlement of Claim]

Ordinance authorizing settlement of claim against Alamo Rent-A-Car, Inc., and Corinne M. Graham with waiver of credit rights against future medical expenses and temporary disability upon receipt of the sum of \$12,500 and release of claim. (City Attorney)

File 49-94-1, Ordinance No. 123-94

Finally passed.

#### Recommendations of Housing and Land Use Committee

##### Adopted

[Stop Intersections, Various Locations]

Resolution designating certain intersections as "Stop" intersections. (Department of Parking and Traffic)

File 18-94-4, Resolution No. 227-94

(Stop Signs - Establish

Collins Street and Mayfair Drive, southeast corner, stopping Collins Street traffic (presently uncontrolled, stops the stem of this T-intersection).

Mayfair Drive and Laurel Street, southwest corner, stopping Mayfair Drive traffic (presently uncontrolled).

Los Palms Drive and Foerster Street, southwest and northeast corners, stopping Los Palms Drive traffic (presently uncontrolled).

Burlwood Drive and Los Palmos Drive, northeast corner, stopping Burlwood Drive traffic (presently uncontrolled, stopping the stem of this T-intersection).

Kirkwood Avenue and Mendell Street, northwest and southeast corners, stopping Mendell Street traffic (makes this an all-way stop).

Alabama and Twenty-First Streets, northeast and southwest corners, stopping Twenty-First Street traffic (makes this an all-way stop).

Adopted.

[Parking Regulations, Various Locations]

Resolution enacting parking regulations at various streets. (Department of Parking and Traffic)

File 19-94-3, Resolution No. 228-94

(Tow-Away, No Parking Anytime - Establish

Harlow Street, between Sixteenth Street and south terminus, including dead-end portion (replaces existing "No Parking Anytime" regulations and existing red zone).

Perpendicular (90-Degree Angle) Parking - Establish

Noriega Street, south side, between Forty-Seventh and Forty-Eighth Avenues (replaces parallel and 45-degree angle parking, adds ten parking spaces).

Adopted.

[Traffic Regulations, Various Locations]

Resolution enacting and rescinding traffic regulations on various streets. (Department of Parking and Traffic)

File 20-94-3, Resolution No. 230-94

(Tow-Away, No Stopping 9 p.m. Friday - 4 a.m. Saturday, and 9 p.m. Saturday - 4 a.m. Sunday - Rescind

Broadway, both sides, between Sansome Street and Powell Street.

Right Turn Only - Establish

Watson Place, northbound, at Ocean Avenue.

No U-Turn - Establish

Kezar Drive, eastbound, at Lincoln Way.

No Turns - Establish

Kezar Drive, westbound, at Lincoln Way.)

Adopted.

[Residential Parking Area "G", Pacific Heights]

Resolution extending the boundaries of Residential Permit Parking Area "G" in the Pacific Heights Area and adding Lyon Street, between Post Street and Geary Boulevard, both sides, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-94-3, Resolution No. 232-94

Adopted.

[Residential Parking Area "U", South of Market]

Resolution extending the boundaries of Residential Permit Parking Area "U" in the South of Market Area and adding Grace Street, from Mission Street to 137 feet north of Howard Street, east side, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-94-4, Resolution No. 233-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Appropriation, 911 Capital Improvement Project]

Ordinance appropriating \$1,500,000 for 911 capital improvement project and rescinding two capital improvement projects (1001 Turk Street) at the Fire Department for fiscal year 1993-94. (Supervisors Maher, Alioto, Shelley)

File 101-93-76, Ordinance No. 125-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Appropriation, Mayor's Office of Children, Youth]

Ordinance appropriating \$228,233, Mayor's Office of Children, Youth and Their Families, from the Children's Fund, for professional services contracts with community based agencies for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-84, Ordinance No. 126-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Recommendations of Rules Committee

Finally Passed

[Sunshine Ordinance Task Force, Add Two Members]

Ordinance amending Administrative Code, to change the membership of the Sunshine Ordinance Task Force from nine voting members to eleven voting members by adding two public interest positions, and by providing that one of the voting members shall be appointed from individuals whose names have been submitted by the San Francisco Foundation. (Supervisors Kennedy, Shelley)

File 97-94-14, Ordinance No. 118-94

(Amends Section 67.30.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Recommendations of Government Efficiency and Labor Committee



Monday, March 14, 1994

Finally Passed

[Grant of Easement]

Ordinance authorizing the grant of an easement to Pacific Bell over City-owned property in the City of Modesto for installation of a Community Service Cabinet - \$2,500. (Real Estate Department)

File 82-94-2, Ordinance No. 124-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

From Health, Public Safety and Environment Committee  
Without Recommendation

Consideration Continued with Pending Amendment

(Supervisor Hallinan dissenting in Committee.)

[Prohibiting Loitering at or near cash dispensing machines]

Ordinance amending Police Code, prohibiting persons from loitering at or near cash dispensing machines. (Mayor)

File 121-93-14, Ordinance No.

(Adds Section 123.)

(February 28, 1994 - Consideration continued with pending amendment to March 14, 1994.)

Supervisor Migden, seconded by Supervisor Leal, moved to continue consideration with pending amendment to March 21, 1994.

Motion to continue with pending amendment adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

NEW BUSINESS

Recommendations of Budget Committee

Consideration Continued

[Appropriation, Police Department]

Ordinance appropriating \$386,700 of Narcotics Forfeiture and Seizure monies for narcotics abatement and investigation at the Police Department and District Attorney's Office for 1993-94 (includes non-personal services, materials and supplies, services of other departments and capital improvements for the Police Department and salaries and mandatory fringe benefits for the District Attorney's Office); providing for ratification of action previously taken and placing \$80,000 on reserve. (Controller)

File 101-93-85, Ordinance No.

(Fiscal Impact.)

Supervisor Kennedy, seconded by Supervisor Bierman, moved to continue consideration to March 21, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 7.

Noes: Supervisors Conroy, Hsieh - 2.

Absent: Supervisors Maher, Shelley - 2.

Passed for Second Reading

[Appropriation, Department of Public Works]

Ordinance appropriating \$1,400,000, Department of Public Works, from Earthquake Safety Bond Fund interest earnings for capital improvements to various Fire Stations, for fiscal year 1993-94; placing \$331,500 on reserve. (Supervisor Alioto)

File 101-93-88, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, Department of Public Works]

Ordinance appropriating \$23,980,000 and rescinding \$2,200,000, Department of Public Works, from Sunnydale Clean Water Project to allow the construction of the Rankin Pump Station and make capital improvements to the Southeast Water Pollution Control Plant for fiscal year 1993-94 (funded from 1988 Sewer Revenue Bonds and interest earnings); placing \$19,910,000 on reserve. (Supervisor Alioto)

File 101-93-89, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, Department of Agriculture]

Ordinance appropriating \$73,475, Department of Agriculture, unclaimed State Gasoline Tax revenue for equipment purchase, services of other departments and transfer to unappropriated General Fund Reserve for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-90, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, Board of Supervisors]

Ordinance appropriating \$225,000, Board of Supervisors, to allow increase professional services contract with the Budget Analyst (Zero-Base Budget analysis) for fiscal year 1993-94; funded from General Fund Reserve (\$117,193) and rescission of remaining Board reserves (\$107,807). (Supervisors Hsieh, Alioto, Bierman)

File 101-93-91, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Charter Reform Committee Gifts]

Ordinance authorizing the Proposition N Charter Reform Committee to accept in-kind contributions to the City for the purpose of Charter reform. (Supervisors Kaufman, Bierman, Leal)

File 226-94-1, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Adopted

[Home Program Grant Funds]

Resolution authorizing the Mayor to apply for, accept and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed five million six hundred eighty-four thousand dollars (\$5,684,000) for the Home Program authorized under Title II of the National Affordable Housing Act of 1990, Public Law Number 101-625 and approving the Home Program description. Indirect costs associated with the acceptance of these grant funds will be paid by Community Development Block Grant funds. (Supervisors Shelley, Alioto, Bierman)

File 68-94-8, Resolution No. 243-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Hold Harmless Agreement, Ferry Terminal Up-Grade]

Resolution authorizing the Port to hold the State of California harmless for claims arising from work done or omitted to be done by agents or contractors working on the Ferry Terminal Up-Grade Project, at Pier 1/2. (Supervisors Hsieh, Alioto)

File 172-94-6, Resolution No. 241-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Board of Supervisors Department Budget, 1994-95]

Motion authorizing and directing the Clerk of the Board to file with the Controller the budget estimates for fiscal year 1994-1995 for the Department of the Board of Supervisors.

File 100-94-5

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Zoning Map Amendment, 1800-1802 - 8th Avenue]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located southeast of the intersection of Noriega Street and Eighth Avenue, a portion of Lot 1, Assessor's Block 2044 from a "P-OS" (Public Use-Open Space Height) District to an "RH-2, 40-X" (House, Two Family-40 Foot Height) District; and adopting findings pursuant to Section 101.1 of the Planning Code; this approval is contingent upon the sale of the open-space property with an approved reservation of an open-space easement. (Department of City Planning)

File 36-94-1, Ordinance No.

Monday, March 14, 1994

(Approved by City Planning Commission Resolution No. 13634)  
(General Rule Exclusion from Environmental Impact Review)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Adopted

[Encroachment Permit, S.F. Museum of Modern Art]

Resolution granting revocable permission to the San Francisco Museum of Modern Art to construct a PG&E underground transformer vault with six (6) heavy duty circular grates and six (6) liftouts and two (2) areaway gratings on Minna Street fronting 151 Third Street (Block 3722, Lot 48) and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works, Supervisor Alioto)

File 10-94-1, Resolution No. 224-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

[Encroachment Permit at 333 Mason Street]

Resolution granting revocable permission to American Conservatory Theatre to install a PG&E transformer vault under the Mason Street side of A.C.T. Geary Theatre at 333 Mason Street (Block 316, Lot 1A) and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works, Supervisor Alioto)

File 10-94-2, Resolution No. 225-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

Consideration Continued

[Stop Intersection, Washington and Jones Streets]

Resolution designating Washington and Jones Streets, southwest corner, stopping eastbound Washington Street traffic, as "Stop" intersection, and requiring a report from the Municipal Railway regarding the impact of installing the stop sign approved by this resolution. (Supervisor Alioto)

File 18-94-3, Resolution No.

Supervisor Kaufman, seconded by Supervisor Migden, moved to continue consideration to March 28, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Conroy, Leal, Maher - 3.

Adopted

(Supervisor Maher dissenting in Committee.)

[Parking Regulations]

Resolution enacting parking regulations on Eleventh and Otis Streets. (Department of Parking and Traffic)

File 19-94-3.1, Resolution No. 229-94

(Parking Meter Area No. 3 (Two-Hour Parking Time Limit, 7 a.m. - 6 p.m., Monday Through Saturday) - Extend  
Eleventh Street, both sides, between Howard and Harrison Streets.  
Otis Street, both sides, between McCoppin and Thirteenth Streets.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Conroy, Leal, Maher - 3.

(Supervisor Maher dissenting in Committee.)

[Traffic Regulations]  
Resolution enacting traffic regulations on Grace Street.  
(Department of Parking and Traffic)

File 20-94-3.1, Resolution No. 231-94

(Tow-Away, No Stopping Anytime - Establish  
Grace Street, east side, from 25 feet to 137 feet north of Howard Street (112-foot zone, deletes five parking spaces; 25-foot blue zone to remain). This regulation is needed for truck access.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Conroy, Leal, Maher - 3.

Conference with Labor Negotiator -- Collective Bargaining

Adopted

Motion that the Board of Supervisors convene in closed session with Wendell Pryor, Director of Human Resources, and with Thornton C. Bunch, Employee Relations Director, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions), with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 8.

Absent: Supervisors Conroy, Leal, Maher - 3.

Recess

The Board recessed at the hour of 3:18 p.m. to convene in closed session.

Reconvening of the Board

The Board, at the hour of 3:55 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 7.

Noted absent:

Supervisors Conroy, Maher, Migden, Shelley - 4.

Quorum present.

Supervisor Maher excused, on official leave of absence.

Supervisor Migden was noted present at 3:57 p.m.

Supervisor Shelley was noted present at 3:57 p.m.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with Wendell Pryor, Director of Human Resources, and with Thornton C. Bunch, Employee Relations Director, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions), with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

The Clerk reported that there were no votes taken during the closed session.

Adopted

Motion that the Board of Supervisors finds that it is in the best interest of the public and elects not to disclose its closed session deliberations in pending employee relations negotiations.

Supervisor Kennedy, seconded by Supervisor Kaufman, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Noes: Supervisor Hallinan - 1.

Absent: Supervisors Conroy, Maher - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, welfare program, performance based budgeting;  
Terrence MacArthur, loitering, panhandling near ATM's;  
Emperor Arcadia, legalize marijuana, matrix program, public comment;  
Peter Myerchenokoff, ATM, public comment, Presidio;  
Rodney, free Muni fare, ban all liquor licenses, smoking.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Bierman requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Consideration Continued

[Traffic Regulations, Washington at Jones Street]

Resolution rescinding tow-away, no stopping traffic regulation on Washington Street, north side, from Jones Street to 30 feet westerly (30-foot zone). (Supervisor Bierman)

File 020-94-005, Resolution No.

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Supervisor Bierman, seconded by Supervisor Kaufman, moved to continue consideration to March 28, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Migden requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[Alcohol Sales at Kezar Stadium]

Resolution urging the Mayor to urge the Recreation and Park Commission to rescind its decision to enter a test period for the sale of alcohol at Kezar Stadium. (Supervisor Migden)

File 193-94-001.01, Resolution No. 238-94

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Supervisor Migden, seconded by Supervisor Hallinan, moved to amend title, line 1, after "Urging" by inserting "the Mayor to urge" and amend page three, line one, after "urges" by inserting "the Mayor to urge".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[State Legislation, AB 37X, Semiautomatic Weapons]

Resolution supporting AB 37X (Burton) and urging the Mayor to direct the City's Lobbyist to urge the State Legislature to support AB 37X concerning the prohibition of the sale and/or possession of semi-automatic weapons. (Supervisors Alioto, Shelley)

File 012-94-011, Resolution No. 226-94

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Adopted.

[Grant, Private Funds, Homeless Service]

Resolution authorizing the Mayor, through the Mayor's Office of Community Development, to accept and expend a grant from the Northern California Grantmakers' Task Force on Homelessness for a total amount not to exceed \$50,000 for a program to enhance homeless services, funding and policy coordination; indirect costs to be covered by the 1994 Community Development Block Grant. (Supervisor Kennedy)

File 068-93-010.01, Resolution No. 234-94

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Adopted.

[Task Force on Prostitution, Membership]

Resolution amending Resolution No. 940-93, which established a Task Force on Prostitution to make recommendations to the Board of Supervisors on legislation and policy reform related to the City's prostitution laws and policies, by having the City Attorney appoint a non-voting, ex-officio, representative to assist the task force, and having the State Senator representing District No. 3 appoint one non-voting member. (Supervisor Hallinan)

File 174-94-001.05, Resolution No. 235-94

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Adopted.

[Task Force on African-American Participation]

Resolution amending Resolution No. 739-93, which created a Task Force on African-American participation to recommend initiatives for implementing a strategic plan for the African-American Community, by amending the method for appointing the four neighborhood members of the task force. (Supervisor Kennedy)

File 174-93-007.02, Resolution No. 236-94

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Adopted.

[Homeless Encampment Bulldozed]

Resolution condemning the actions of the Recreation and Park Department to bulldoze a homeless encampment in Golden Gate Park without adequate prior notice or outreach and urging the mayor to review the enforcement of existing city department protocols to ensure that such incidents do not reoccur. (Supervisors Leal, Migden, Alioto, Shelley, Bierman)

File 193-94-002, Resolution No. 239-94

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Adopted.

In connection with the above item, Supervisors Shelley, Bierman requested to be added as co-sponsor.

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisor Alioto)

File 030-94-001.05

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Adopted.

[Subdivision Project, La Villas]

Motion approving final map of Las Villas, a subdivision project, being a resubdivision Lot 8 in Assessor's Block 4711, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-4

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Adopted.

[Condominium Project]

Motion approving final map of 6115 Geary Boulevard, a condominium project being a resubdivision of Lot 42 in Assessor's Block 1519, and adopting findings pursuant to City Planning Code Section 101.1 (Department of Public Works)

File 58-94-5

(March 9, 1994 - Introduced in Board for consideration on March 14, 1994.)

Adopted.



The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-11, Resolution No. 192-94

(Preston Cook, member, Port Commission, March 12 - 16, 1994.)

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

#### IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Kennedy, seconded by Supervisor Leal, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kennedy, seconded by Supervisor Leal, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

[Proclaim, Aguilas Day, March 16]

Resolution designating March 16 as Aguilas Day.

File 004-94-005, Resolution No. 190-94

Supervisors Leal, Migden, Kaufman presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Stadium Operator Admission Tax]

Ordinance amending Part III, Municipal Code, by amending Section 802A to make technical changes and to extend the temporary admission tax and amending Section 804 to change the deadlines for remitting the tax to the City. Supervisor Hallinan presented. Referred to Budget Committee.

File 127-94-002.

[Grant Funding, AFDC, SSI/SSP, IHSS, GA]

Resolution opposing grant reductions and program restrictions and condemning other State legislative efforts to reduce or restrict entitlements to Aid to Families with Dependent Children (AFDC), Social Security Income/State Supplemental Program (SSI/SSP), In-Home Support Services (IHSS) and General Assistance (GA). Supervisor Bierman, Alioto presented. Referred to Government Efficiency/Labor Committee.

File 012-94-012.

[Management Audit, Tax Collector]

Motion directing the Budget Analyst to conduct a comprehensive management audit of the Tax Collector's Office. Supervisor Hsieh presented. Reactivated pursuant to Board's Rule 4.29. Referred to Budget Committee.

File 165-94-004.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 034-94-001. [Regulating the Width of Sidewalks] Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalk" by adding thereto Section 1515 changing the official width of sidewalk on the easterly side of Spear Street between Mission and Market Streets as shown on the Department of Public Works Map Numbered Q-20-417; and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works) Referred to Housing and Land Use Committee.

File 101-93-101. [Appropriation, Public Defender] Ordinance appropriating and rescinding \$97,400, Public Defender, to transfer funds from salaries to telephone, materials and supplies and lease purchase of computer equipment for fiscal year 1993-94. RO #9324B (Controller) Referred to Budget Committee.

File 170-94-003. [Equipment Lease Supplement No. 3] Ordinance providing for the approval and execution and delivery by Officers of the City and County of San Francisco of an Equipment Lease Supplement No. 3 between the City and County of San Francisco Finance Corporation, as Lessor, and the City and County of San Francisco, as Lessee, with respect to equipment to be used for City purposes and the related certificate of approval; providing for reimbursement to the City of certain City expenditures prior to the issuance of lease revenue bonds and approving the issuance of lease revenue bonds by said nonprofit corporation; and providing that said bond shall be subject to the certification of the Controller of the City and County of San Francisco prior to the sale of said bonds; providing for the execution of related documents in connection with the equipment lease; and ratifying previous actions taken in connection with the equipment lease. (Chief Administrative Officer) Referred to Budget Committee.

File 229-94-001. [Fire Alarm System Connection Charges] Substitute ordinance directing the General Manager of the Department of Electricity to establish a new application procedure for the issuance of permits for connecting auxiliary fire alarm system to the Municipal Fire Alarm System; directing the General Manager to review all submitted applications for connection to the Municipal Fire Alarm System; directing the General Manager to prepare a new form of permit for connecting to the Municipal Fire

Alarm System; directing the General Manager to execute and issue permits; directing the General Manager to charge an annual charge of \$180.00 for each connection, as such is allowed under Section 3.510 of the Charter; increasing the current monthly charge of \$2.50 authorized in Ordinances Nos. 525-88, 408-91, 254-71, 2137-1889 and 510-60 to an annual charge of \$180.00 (\$15.00 per month prorated) for each connection; authorizing the General Manager to take such action necessary or advisable; revoking existing permits contained in Ordinances Nos. 525-88, 408-91, 254-71, 2137-1889 and 510-60 effective 120 days from the passage of this ordinance; and directing the General Manager to notify existing permittee of revocation. (Department of Electricity and Telecommunications) Referred to Budget Committee.

#### Resolutions Referred to Committee

File 079-93-002.02. [Addendum One, 1994 Community Development Program] Resolution approving an amendment to the 1994 Community Development Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to receive and expend \$2,125,000 in additional entitlement funds and transfer \$130,000 from contingencies under the City's 1994 Community Development Block Grant (CDBG) Program from the U.S. Department of Housing and Urban Development, approving Addendum 1 to the expenditure schedule for recipient departments and agencies and for indirect costs, and, determining no environmental evaluation is required, authorizing the receipt and deposit in contingencies of 1994 CDBG entitlement funds in excess of \$24,166,000. (Mayor's Office of Community Development) Referred to Budget Committee.

File 025-94-003. [Contract Out, Convention Facilities Management] Resolution concurring with the Controller's certification that convention facilities management and maintenance service can be practically performed at Brooks Hall, Civic Auditorium, and Moscone Center by private contractor for lower cost than similar work services performed by the City and County employees. (Chief Administrative Officer) Referred to Government Efficiency/Labor Committee.

File 028-94-007. [DPW - Post Street Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Post Street between Larkin Street and Hyde Street - \$74,800. (Department of Public Works) Referred to Budget Committee.

File 040-94-005. [Residential Parking Area "H", Lakeside Area] Resolution extending the boundaries of Residential Permit Parking Area "H" in the Lakeside Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 082-94-003. [Property Acquisition - Noise Easement] Resolution authorizing the acquisition of a noise easement from the Millbrae School District. (Real Estate Department) Referred to Budget Committee.

File 172-94-011. [FY 1993-94 Mental Health Performance Contract] Resolution approving retroactively the San Francisco City and County Performance Contract for Mental Health Services in fiscal year 1993-94. (Also see File 172-93-32.) Referred to Government Efficiency/Labor Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to General Manager, Department of Social Services, inquiring whether the department intends to implement the Social Services Commission's Committee on African American Children and Their Families' request that staff schedule committee meetings at locations more accessible to San Francisco African American community and would appreciate being advised when the meeting place will be changed.

By Supervisor Hallinan, that letter of inquiry be sent to Director, Department of Parking and Traffic, to determine whether there are plans to correct the problem of children with cars in shared custody arrangements needing parking permits in two districts.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Simeon Meadows White (By the entire Board)  
Richard F. Lera (Supervisor Alioto)  
Virginia Proctor (Supervisor Hallinan)  
Max Semel (Supervisors Kaufman, Migden, Bierman, Kennedy, Shelley)  
William S. Boyd (Supervisor Conroy)

Monday, March 14, 1994

File 2-94-11

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:53 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on March 28, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

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Monday, March 21, 1994

**Journal of Proceedings**

*The Minutes of the*

**Board of Supervisors**

City and County of San Francisco

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JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 21, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:10 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Hsieh, Leal, Maher - 3.

Quorum present.

Supervisor Hsieh was noted present at 2:11 p.m.

Supervisor Leal was noted present at 2:20 p.m.

Supervisor Maher excused, on official leave of absence.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Migden, moved that the Journal of Proceedings for Monday, February 28, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley, - 9.

Absent: Supervisors Leal, Maher - 2.

SPECIAL ORDER 2:00 P.M.

Recommendation of Budget Committee

Adopted

Ballot Argument]

Motion authorizing proponent's ballot argument in favor of Proposition A, a bond issue concerning repairs and rehabilitation of school buildings in the San Francisco Unified School District. (Supervisor Alioto)

File 60-94-1.1

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Leal, Maher - 2.

Recommendations of Rules Committee

Adopted as Amended

[Ballot Argument]

Motion authorizing proponent's ballot argument in favor of Proposition B, a charter amendment concerning lease financing for combined dispatch center. (Supervisor Migden)

File 212-94-2

Supervisor Migden, seconded by Supervisor Shelley, moved to amend ballot argument fourth paragraph, line four, after "pay off" by inserting "a preponderance of".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Migden, Shelley - 9.

Absent: Supervisors Leal, Maher - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Adopted

[Ballot Argument]

Motion authorizing proponent's ballot argument in favor of Proposition C, a charter amendment concerning lease financing of the acquisition of equipment. (Supervisor Shelley)

File 320-93-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Adopted as Amended

[Ballot Argument]

Motion authorizing proponent's ballot argument in favor of Proposition D, a charter amendment concerning maintaining a minimum staffing level of 1,971 police officers for the City and County of San Francisco. (Supervisor Maher)

File 314-93-2

Supervisor Conroy, seconded by Supervisor Kennedy, moved to amend ballot argument ninth paragraph by changing "\$15" to "\$13.8" and change "\$18" to "\$17.3".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisor Bierman - 1.

Absent: Supervisor Maher - 1.

Adopted

[Ballot Argument]

Motion authorizing proponent's ballot argument in favor of Proposition F, a charter amendment concerning employment after retirement for retired persons. (Supervisor Migden)



File 319-93-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Ballot Argument]

Motion authorizing proponent's ballot argument in favor of Proposition G, a charter amendment concerning requirements for mission driven budget. (Supervisor Migden)

File 318-93-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Adopted as Amended

[Ballot Arguments]

Motion authorizing opponent's ballot argument in opposition to Proposition J, concerning ordinance relating to ATM Loitering. (Supervisor Alioto)

File 60-94-6.1

Supervisor Migden presented and, seconded by Supervisor Bierman, moved adoption of ballot argument in opposition to Proposition J and moved to amend motion to reflect same to read: "Motion authorizing opponent's ballot argument in opposition to Proposition J, concerning ordinance relating to ATM loitering."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

Noes: Supervisors Kaufman, Kennedy - 2.

Absent: Supervisors Conroy, Maher - 2.

Tabled

[Ballot Argument]

Motion authorizing ballot argument to Proposition K, concerning declaration of policy relating to low income housing policy. (Rules Committee)

File 60-94-3.1

Supervisor Migden, seconded by Supervisor Kennedy, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

The Clerk stated that he will make any minor clerical changes to the ballot arguments and add the phrase "Submitted by the Board of Supervisors" and similar changes if the Board has no objections.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Department of Public Works]

Ordinance appropriating \$1,400,000, Department of Public Works, from Earthquake Safety Bond Fund interest earnings for capital improvements to various fire stations, for fiscal year 1993-94; placing \$331,500 on reserve. (Supervisor Alioto)

File 101-93-88, Ordinance No. 128-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Department of Public Works]

Ordinance appropriating \$23,980,000 and rescinding \$2,200,000, Department of Public Works, from Sunnydale Clean Water Project to allow the construction of the Rankin Pump Station and make capital improvements to the Southeast Water Pollution Control Plant for fiscal year 1993-94 (funded from 1988 Sewer Revenue Bonds and interest earnings); placing \$19,910,000 on reserve. (Supervisor Alioto)

File 101-93-89, Ordinance No. 129-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Department of Agriculture]

Ordinance appropriating \$73,475, Department of Agriculture, unclaimed State Gasoline Tax revenue for equipment purchase, services of other departments and transfer to unappropriated General Fund Reserve for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-90, Ordinance No. 130-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Board of Supervisors]

Ordinance appropriating \$225,000, Board of Supervisors, to allow increase professional services contract with the Budget Analyst (Zero-Base Budget analysis) for fiscal year 1993-94; funded from General Fund Reserve (\$117,193) and rescission of remaining Board reserves (\$107,807). (Supervisors Hsieh, Alioto, Bierman)

File 101-93-91, Ordinance No. 127-94

(Fiscal Impact.)

Finally passed.

[Charter Reform Committee Gifts]

Ordinance authorizing the Proposition N Charter Reform Committee to accept in-kind contributions to the City for the purpose of Charter reform. (Supervisors Kaufman, Bierman, Leal)

File 226-94-1, Ordinance No. 133-94

(Fiscal Impact.)

Finally passed.

Passed for Second Reading

[Appropriation, Civil Service Commission]

Ordinance appropriating and rescinding \$96,145 for permanent salaries, miscellaneous and mandatory

fringe benefits, reassigning eleven (11) positions from the Human Resources Department to the Civil Service Commission for the remainder of fiscal year 1993-1994. (Implement Proposition L). (Supervisor Hsieh)

File 101-93-100, Ordinance No.

Passed for second reading.

[Civil Service Commission]

Ordinance amending Annual Salary Ordinance, 1993-94, Civil Service Commission, reflecting continuation and reassignment of eleven positions as a result of the passage of Proposition L; companion measure to File 101-93-100. (Supervisor Hsieh)

File 102-93-29, Ordinance No.

Passed for second reading.

Recommendation of Housing and Land Use Committee

Finally Passed

[Zoning Map Amendment, 1800-1802 Eighth Avenue]

Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located southeast of the intersection of Noriega Street and Eighth Avenue, a portion of Lot 1, Assessor's Block 2044 from a "P-OS" (Public Use-Open Space Height) District to an "RH-2, 40-X" (House, Two Family-40 Foot Height) District; and adopting findings pursuant to Section 101.1 of the Planning Code; this approval is contingent upon the sale of the open-space property with an approved reservation of an open-space easement. (Department of City Planning)

File 36-94-1, Ordinance No. 131-94

(Approved by City Planning Commission Resolution No. 13634)  
(General Rule Exclusion from Environmental Impact Review)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Adopted

[SDI Coverage for Classification 1366]

Resolution authorizing enrollment of Classification 1366 Special Assistant VII in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-9, Resolution No. 256-94

Adopted.

[SDI Coverage for Classification 8488]

Resolution authorizing enrollment of Classification 8488 Director, Crime Prevention, in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-10, Resolution No. 257-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

Appointment of President Pro Tempore

At the request of the President, Supervisor Conroy assumed the Chair so the President could participate in the debate from the floor.

[Appropriation, Police Department]

Ordinance appropriating \$386,700 of Narcotics Forfeiture and Seizure monies for narcotics abatement and investigation at the Police Department and District Attorney's Office for 1993-94 (includes non-personal services, materials and supplies, services of other departments and capital improvements for the Police Department and salaries and mandatory fringe benefits for the District Attorney's Office); providing for ratification of action previously taken and placing \$80,000 on reserve. (Controller)

File 101-93-85, Ordinance No.

(Fiscal Impact.)

(March 14, 1994 - Consideration continued to March 21, 1994.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Leal, Migden, Shelley - 8.

Noes: Supervisors Hallinan, Kennedy - 2.

Absent: Supervisor Maher - 1.

The President resumed the Chair.

Appointment of President Pro Tempore

at the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

From Health, Public Safety and Environment Committee  
Without Recommendation

Refused Passage for Second Reading

(Supervisor Hallinan dissenting in Committee.)

[Prohibiting Loitering at or near cash dispensing machines]

Ordinance amending Police Code, prohibiting persons from loitering at or near cash dispensing machines. (Mayor)

File 121-93-14, Ordinance No.

(Adds Section 123.)

(March 14, 1994 - Consideration continued with pending amendment to March 21, 1994.)

There being no objection, Supervisor Migden withdrew the pending amendment (amend page two, line 20 by changing the word "must" to "may" and amend page two, line 25 and page three, lines one and two, by deleting the entire sentence beginning with "Lawful business does ... machines.").

Supervisor Migden, seconded by Supervisor Shelley, moved an amendment of the whole.

Amendment of the whole refused adoption by the following vote:

Ayes: Supervisors Leal, Migden, Shelley - 3.

Noes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy - 7.

Absent: Supervisor Maher - 1.

The roll was then called on the pending ordinance and it was refused passage for second reading by

the following vote:

Ayes: Supervisors Conroy, Kaufman, Kennedy, Leal, Shelley - 5.

Noes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Migden - 5.

Absent: Supervisor Maher - 1.

NEW BUSINESS

Recommendations of Budget Committee

Passage for Second Reading

[Appropriation, Academy of Sciences]

Ordinance appropriating \$655,700, Academy of Sciences, to a facilities maintenance project at the Academy of Sciences for repair of Fish Roundabout at the Steinhart Aquarium and appropriating \$154,307 to the General Fund Reserve and rescinding \$810,007 from a capital improvement project (City Hall roof and skylight repairs) at the Department of Public Works for fiscal year 1993-94, placing \$574,500 on reserve. (Supervisor Alioto)

File 101-93-92, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, Department of Public Health]

Ordinance appropriating \$1,495,177, Department of Public Health, in Medi-Cal net revenues for San Francisco General Hospital's participation in the SB 855 Disproportionate Share Payment Program for fiscal year 1993-94 (includes revenue transfer to the General Fund and SB 855 match in other non-personal services). (Supervisors Hsieh, Alioto, Bierman)

File 101-93-94, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, Human Resources Department]

Ordinance appropriating and rescinding \$80,536.00 of permanent salaries and mandatory fringe benefits for the reclassification and creation of four (4) positions as authorized by Charter Section 3.662 at the Human Resources Department for fiscal year 1993-94 (Implement Proposition L). (Supervisor Hsieh)

File 101-93-99, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Human Resources Department]

Ordinance amending Annual Salary Ordinance, 1993-94, Human Resources Department, reflecting changes in three positions and creating one new position; companion measure to File 101-93-99. (Department of Human Resources)

File 102-93-25, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Adopted

[American Marine Veterans' Convention]

Resolution urging the Chief Administrative Officer to urge the Convention Facilities Director to use his best efforts to bring the American Merchant Marine Veterans' Convention to San Francisco; and urging the Mayor to invite the American Merchant Marine Veterans' Convention to San Francisco. (Supervisor Alioto)

File 205-93-1.1, Resolution No. 267-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Gift Acceptance, Fortunio Estate]

Resolution authorizing the acceptance of real property and cash from the estate of John B. Fortunio. (Supervisor Alioto)

File 38-94-2, Resolution No. 245-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Adopted as Amended

[Parking Rate Change - 5th/Mission Garage]

((Resolution recommending that the San Francisco Board of Supervisors approve new parking rates at the Fifth and Mission Garage.)) (Supervisor Alioto)

Resolution approving new parking rates at the Fifth and Mission Garage.

File 47-94-5, Resolution No. 252-94

(Fiscal Impact.)

Supervisor Hsieh, seconded by Supervisor Kennedy, moved an amendment of the whole entitled, "Resolution approving new parking rates at the Fifth and Mission Garage."

Amendment of the Whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Adopted

[Lease of Real Property at 633 Folsom Street]

Resolution authorizing lease of real property at 633 Folsom Street for the temporary relocation of the

civil courts, court-related administrative divisions and other city departments. (Supervisor Alioto)

File 64-94-3, Resolution No. 253-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Lease of Real Property at 875 Stevenson Street]

Resolution authorizing a lease of real property at 875 Stevenson Street, commonly known as the San Francisco Mart (Mart II), for the temporary relocation of city departments currently at City Hall. (Supervisor Alioto)

File 64-94-4, Resolution No. 254-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[MOU, Temporary Relocation of City Hall]

Resolution authorizing the Director of Property to enter into a Memorandum of Understanding with the War Memorial Board of Trustees, for the temporary relocation of the Mayor, the Board of Supervisors, the City Attorney, and the Law Library to the War Memorial Veterans Building at 401 Van Ness Avenue. (Supervisor Alioto)

File 93-94-6, Resolution No. 264-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Open Space Acquisition, Mullen/Peralta Property]

Resolution authorizing purchase agreement for acquisition of real property located in Bernal Heights generally described as the Mullen/Peralta site, identified as City and County Assessor's Block 5538, Lot 15, for open space purposes and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 168-94-1, Resolution No. 247-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Extend Contract, DSS - S.F. Child Abuse Council]

Resolution authorizing retroactively the Department of Social Services to extend the current contract between the City and County and San Francisco Child Abuse Council, Inc. in the amount of Sixteen Thousand, Six Hundred and Sixty-Seven Dollars (\$16,667) from the County's Children's Trust Fund for the provision of child abuse and neglect prevention services via public awareness and education to professional and community organizations for the period of March 1, 1994 through June 30, 1994. (Supervisor Alioto)

File 172-94-9, Resolution No. 265-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Extend Contract, DSS - Family Service Agency]

Resolution authorizing retroactively the Department of Social Services to extend the current contract between the City and County and Family Service Agency of San Francisco in the amount of Thirty-Three Thousand, Three Hundred and Thirty-Three Dollars (\$33,333) from the County's Children's Trust Fund for the provision of in-home and out-of-home parenting training and education to families with children at risk of child abuse and neglect for the period of March 1, 1994 through June 30, 1994. (Supervisor Alioto)

File 172-94-10, Resolution No. 266-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Supplemental Budget - Senior Escort Program]

Resolution urging the Mayor to urge the Police Commission to submit a supplemental appropriation in the amount of \$45,000 for the Senior Escort Program. (Supervisors Hsieh, Alioto, Bierman, Shelley)

File 217-94-2, Resolution No. 268-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[Sales Tax Consultant Services]

Resolution authorizing access to sales or transactions and use tax records pursuant to California Revenue and Taxation Code Section 7056. (Controller).

File 228-94-1, Resolution No. 269-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Recommendations of Government Efficiency and Labor Committee

Adopted

[Official Newspaper]

Resolution designating the San Francisco Independent as an official newspaper of the City and County of San Francisco, commencing April 1, 1994, on an interim basis not to exceed three months, for all official advertising of the City and County, which is required by law to be published one time but not more than three times weekly. (Supervisor Hallinan)

File 112-93-4, Resolution No. 240-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.



Absent: Supervisors Conroy, Maher - 2.

[Permit/License to Use Property]

Resolution authorizing the Director of Property to enter into a license agreement with the United States Postal Service to use City property at 850 Bryant Street for mail room purposes. (Real Estate Department)

File 172-94-8, Resolution No. 249-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Salary Standardization Ordinance 1994-95]

Motion extending to and including April 4, 1994, the date for passage for the second reading, and extending to and including April 11, 1994, the date for the final adoption of the Salary Standardization Ordinance for persons employed by the City and County, the Community College District and the Unified School District whose compensations are subject to provisions of Sections 8.400, 8.401 and 8.407 of the City Charter. (Government Efficiency and Labor Committee)

File 106-94-1.1

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

From Government Efficiency and Labor Committee  
"Without Recommendation"

Consideration Continued

[Salary Standardization Ordinance 1994-95]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the city and county of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.400, Section 8.401 and Section 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1994. (Department of Human Resources)

File 106-94-1, Ordinance No.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to April 4, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Recommendations of Rules Committee

Adopted

[Appointment]

Resolution appointing member to the Advisory Council to the Commission on the Aging, for a new two-year term ending March 31, 1996. (Rules Committee)

File 92-92-9, Resolution No. 258-94

(Fran Watkins, vice Vivian Hallinan, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Appointments]

Resolution appointing members to the Hayes Valley/Western Addition Transportation Task Force, terms indefinite. (Rules Committee)

File 92-92-41.3, Resolution No. 261-94

(Tom Girardot, resident of Hayes Valley/Western Addition;  
Nancy J. Zimmer, resident of Hayes Valley/Western Addition;  
Mary Austern, American Institute of Architects;  
Ephraim Hirsch, SF Beautiful;  
Leland S. Meyerzove, resident of specified area.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Appointment]

Resolution appointing member to the Advisory Council to the Commission on the Aging, for new two-year term ending March 31, 1995. (Rules Committee)

File 92-93-27.1, Resolution No. 260-94

(Gerrie Pearlin, vice Mary O'Connor, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted as Amended

[Appointments]

Resolution appointing members to the Sunshine Ordinance Task Force. (Supervisor Alioto)

File 92-93-45, Resolution No. 220-94

(Elizabeth Pritzker, Attorney, Society of Professional Journalists;  
Bruce B. Brugmann, Journalist, Society of Professional Journalists;  
Melinda Cuthbert, League of Women Voters;  
Catherine Shen, San Francisco Foundation;  
Sue Hester, public interest, local government;  
Joseph Van Ness-Ballesteros, public interest, local government;  
James Chaffee, public interest, consumer advocacy;  
Enrique Ramirez, public interest, consumer advocacy;  
Bryon McQuarters, public interest, local government;  
Kathy Perry, public interest, local government.)

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to amend line 21 by adding "Kathy Perry (public interest, local government)".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted

[Appointment]

Resolution appointing member to the Veterans Affairs Commission, for the unexpired portion of the four-year term ending January 31, 1997. (Rules Committee)

File 92-93-49.1, Resolution No. 262-94

(Maceo A. May, vice Roberto Binelli, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Appointments]

Resolution appointing members to the Advisory Council to the Commission on the Aging, terms expired, for new two-year terms ending March 31, 1996. (Rules Committee)

File 92-94-10, Resolution No. 259-94

(John J. Horak, vice himself;  
Daisie Flor V. Harrison, vice herself;  
Reeva Olson, vice Marjorie Stern;  
Marian Levy, vice herself;  
Lena Way Leong, vice herself;  
Florence Edelman, vice Alexandra Glazunova.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Recommendations of Select Committee on Base Closures

Adopted as Amended

Resolution endorsing HR 3433, the proposal to create a Public Benefit Trust to manage the Presidio. (Supervisors Shelley, Bierman, Kennedy, Leal, Migden)

File 244-92-3.1, Resolution No.

Supervisor Shelley, seconded by Supervisor Migden, move an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Alioto, Conroy, Maher - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Alioto, Conroy, Maher - 3.

In connection with the above item, Supervisors Leal, Migden requested to be added as co-sponsors.

((Resolution condemning efforts by Congressman Duncan of Tennessee and others in Congress who are proposing that all except 200 acres of the Presidio be sold to the highest bidder.)) (Supervisors Shelley, Bierman, Kennedy, Alioto, Leal, Migden)

Resolution opposing legislation by Congressman Duncan and others in Congress proposing that significant portions for the Presidio be sold to the highest bidder or leased for unspecified purposes.

File 244-92-3.2, Resolution No.

Supervisor Shelley, seconded by Supervisor Bierman, moved an amendment of the whole entitled, "Resolution opposing legislation by Congressman Duncan and others in Congress proposing that

significant portions for the Presidio be sold to the highest bidder or leased for unspecified purposes."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

In connection with the above item, Supervisors Alioto, Leal, Migden requested to be added as co-sponsors.

Resolution supporting the use and sale of local, public electrical power and urging the Mayor ((to urge the Public Utilities Commission)) to direct the General Manager of the Public Utilities Commission to aggressively bid for the National Park Service contract for the generation of electricity at the Presidio. (Supervisors Alioto, Shelley)

File 244-94-3, Resolution No.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved an amendment of the whole entitled, "Resolution supporting the use and sale of local, public electrical power and urging the Mayor to direct the General Manager of the Public Utilities Commission to aggressively bid for the National Park Service contract for the generation of electricity at the Presidio.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[MOU, Hunters Point Shipyard]

Resolution endorsing a non-binding Memorandum of Understanding among the City and County of San Francisco, the Redevelopment Agency, and the Department of the Navy of the United States of America, establishing guidelines for the negotiation of binding agreements providing for the acquisition and management by the City and by the Redevelopment Agency of the Hunters Point Shipyard. (Redevelopment Agency)

File 93-94-2, Resolution No. 263-94

Supervisor Shelley, seconded by Supervisor Kennedy, moved to amend page two, line 10, by adding "Further Resolved, That it is the intent of the Board that the final, binding agreements contemplated by the memorandum of understanding provide for the maximum allowable preferences for minority business enterprises, women business enterprises and local businesses in contracts for environmental investigation and remediation and provision of goods and services in the management of the Shipyard, and that the agreements specifically require the Navy to comply with its obligation to give preferences to such businesses to the maximum extent permitted under Section 2912 of the Title XXIX of the Defense Authorization Act for Fiscal Year 1994 (the "Pryor Amendment") and the regulations issued thereunder, and any future Federal laws providing for greater preferences to such businesses."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted

[MOU, Emergency Medical Services Support]

Resolution approving a Memorandum of Understanding between the National Park Service, Golden Gate National Recreation Area and the City and County for Emergency Medical Services support. (Supervisor Shelley)

File 93-94-7, Resolution No. 244-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

#### COMMITTEE REPORTS

##### Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Castro Street Neighborhood Commercial District]

Ordinance amending City Planning Code, to amend the Castro Street Neighborhood Commercial District Zoning Control Table and to add text to the end of the table to allow for large fast food restaurant as a conditional use; adopting findings pursuant to City Planning Code Section 101.1. (Supervisors Hallinan, Migden, Bierman, Alioto, Kaufman, Leal, Maher, Shelley, Conroy)

File 115-93-9, Ordinance No.

(Approved by City Planning Commission Resolution No. 13653.)  
(General Rule Exclusion from Environmental Impact Review.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

In connection with the above item, Supervisor Conroy requested to be added as co-sponsor.

##### Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

##### Suspension of the Rules

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Lawrence Ferlinghetti.

Motion to suspend the rules adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Mr. Ferlinghetti expressed his feelings on having a street named in his honor and thanked the Board of Supervisors.

Supervisor Alioto announced that on April 24, 1994 at 2:00 p.m. there will be a ceremony to mark the unveiling of the new street name.

Adopted

[Via Ferlinghetti, Rename Price Row to]  
Resolution renaming Price Row to Via Ferlinghetti to honor Lawrence Ferlinghetti's continuing contribution to the cultural fabric of San Francisco through his literary sanctuary, City Lights Bookstore. (Supervisors Alioto, Kennedy, Maher, Hsieh, Kaufman, Hallinan, Bierman, Conroy, Shelley, Leal, Migden)

File 75-93-3, Resolution No. 246-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

In connection with the above item, Supervisors Conroy, Shelley, Leal, Migden requested to be added as co-sponsors.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Airport, Lease and Use Agreement]  
Ordinance approving retroactive to January 1, 1994, Modification No. 3 of Lease and Use Agreement between Trans World Airlines, Inc. (TWA) and City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-94-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Settlement of Litigation, Richard Haden]  
Ordinance authorizing settlement of litigation of Richard Haden against the City and County by payment of \$15,000. (City Attorney)

File 45-94-9, Ordinance No.

(United States District Court No. C92-0532 DLJ.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Settlement of Litigation, Terry Brewer]  
Ordinance authorizing settlement of litigation of Terry Brewer against the City and County by payment of \$35,000. (City Attorney)

File 45-94-10, Ordinance No.

(United States District Court No. C93-02463 SC.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Settlement of Litigation, James O. Sims]

Ordinance authorizing settlement of litigation of James O. Sims v. J & J Plating, et al., upon receipt of the sum of \$2,001 and dismissal of complaint. (City Attorney)

File 46-94-3, Ordinance No.

(Superior Court No. 942-494.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Settlement of Litigation, Norma Stone v. Mite-Locke]

Ordinance authorizing settlement of litigation of Norma Stone v. Mite-Locke, et al., upon receipt of the sum of \$13,250 and release of lien. (City Attorney)

File 46-94-4, Ordinance No.

(Superior Court No. 931-936.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Settlement of Claim, Mark Defren]

Ordinance authorizing settlement of Government Code Section 910 claim of Mark Defren against the City and County of San Francisco by payment of \$6,252.40 (less applicable taxes and withholding). (City Attorney)

File 48-94-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Health Service System Plans and Rates of Contribution]

Ordinance amending Administrative Code, approving Health Service System plans and rates of contribution as adopted by the Health Service Board. (Health Service System)

File 97-94-15, Ordinance No.

(Amends Section 16.157.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

#### Adopted

[Amendment to Sony Scoreboard Agreement]

Resolution approving a second amendment to the agreement to furnish scoreboard and other related services, which provides for the installation of a new video replay screen and other improvements to be funded through additional advertising revenue. (Recreation and Park Department)

File 65-94-5, Resolution No. 255-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Louise Vaughn, Geneva Towers, management company;  
Kathy Perry, Geneva Towers tenants rights;  
Leboria Moore, San Francisco Housing Authority;  
Tavaí Fiatoa, Geneva Towers, rent strike, relocation;  
Peter Ferchenoff, narcotics forfeiture funds, medicinal use marijuana,  
ATM bank responsibility, Presidio, public utilities;  
John B. Umstead, Jr., in favor of Department of Housing and Urban Development.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-12, Resolution No. 221-94

Susan Leal, member, Board of Supervisors, March 16 - 19; Lucille Abrahamson, member, Human Rights Commission, February 11 - 20; Wayne Alba, Vice President, Board of Permit Appeals, April 5 - 15; Peter Ashe, member, Retirement System, April 5 - 7 and April 14 - 15; Dennis Bouey, Executive Director, Port of San Francisco, March 5 - 10; Angela Bradstreet, President, Board of Permit Appeals, April 26 - May 8; Marie K. Brooks, member, Airports Commission, April 2 - 12; Mary E. Burns, General Manager, Recreation and Park Department, March 22 - 29; Mary I. Callanan, Treasurer, April 6 - 12; Rebecca Castaneda, member, Health Commission, March 18 - 28; Rand Castile, Director, Asian Art Museum, March 18 - 19, 25 - 28, April 5 - 11, May 4 - 16; Ming Chang-O'Brien, member, Port Commission, March 5 - 10; Edward A. Chow, member, Health Commission, April 2 - 11, June 1 - 9, June 30 - July 4; Preston Cook, member, Port Commission, February 10 - 20, March 1 - 3, March 5 - 10 and March 12 - 16; Joyce Corrigan, member, Film and Video Arts Commission, February 19 - 25; Bernard Crotty, member, Commission on the Aging, February 26 - March 3; Mary Gomez Daddio, member, Human Rights Commission, March 21 - 27; Mrs. Mitchell V. Davies, member, War Memorial Board of Trustees, March 3 - 6 and 25 - 26; Kenneth E. Dowlin, City Librarian, March 23 - 27; Patricia E. Evans, member, Social Services Commission, February 16 - 20; Anne Halsted, member, Port Commission, January 26 - 30; Terri Hanagan, member, Commission on the Status of Women, February 8 - 13; Jack Immendorf, President, Recreation and Park Commission, April 8 - 18; James D. Jefferson, member, Public Utilities Commission, March 6 - 10; Sandra Hernandez, Director of Health, March 9 and April 27 - May 6; Willis Kirk, member, Art Commission, February 18 - 22; Jeanette Lazam, member, Human Rights Commission, March 2 - 8 and 14 - 16; Calvin Louie, member, Human Rights Commission, February 24 - March 1; Jim Mayo, member, Human Rights Commission, February 18 - 21 and March 23 - 24; Larry Mazzola, Vice President, Recreation and Park Commission, April 17 - 21; Herb Meiburger, member, Retirement System, May 15 - 18; Morton Miller, member, Public Utilities Commission, April 5 - 25; Lee Ann Monfredini, member, Commission on the Aging, March 17 - 21 and March 30 - April 6; A. Lee Munson, member, Civil Service Commission, February 10 - 20; Patrick A. Murphy, President, Airports Commission, February 23 - 25 and March 16; John E. Newlin, Executive Director, Parking and Traffic, March 16 - 20; Cynthia Choy Ong, President, Redevelopment Agency, February 18 - 28; Harry S. Parker, III, Director, Fine Arts Museums, February 10 - 13 and March 3 - 6; Edward Powell, member, Film and Video Arts Commission, February 21 - March 9 and March 22 - 29; Louise Renne, City Attorney, February 15 - 20, February 23 - March 2, and March 18 - 20; Anthony Ribera, Chief of Police, February 10, March 13 - 21; Anthony Rodriguez, member, Police Commission, February 6 - 18; Barbara Rosenberg, member, Library Commission, February 24 - March 6; Leslie Schilling, member, Redevelopment Agency, March 7 - 14; Terri Simon, member, Art Commission, February 17 - 23; Michael Strunsky, member, Airports Commission, March 5 - 8 and March 13 - 14; L.A. Turpen, Director of Airports, March 26 - April 3 and April 23 - May 15; Emi Ueyehara, member, Civil Service Commission, February 19 - 26; Albert C. Walker, Executive Officer, February 19 - 25 and March 24 - April 2; Doris M. Ward, Assessor, February 27 - March 1 and March 4 - 12; Kay K. Yu, President, Public Utilities Commission, March 5 - 9, 1994.

Adopted.

[La Raza Information Center Day]

Resolution designating April 10 as La Raza Information Center Day. (Supervisor Leal)



File 4-94-6, Resolution No. 222-94

Adopted.

[Archbishop Oscar Arnulfo Romero's Day]

Resolution designating March 24 as Archbishop Oscar Arnulfo Romero's Day. (Supervisor Leal)

File 4-94-7, Resolution No. 223-94

Adopted.

[Initiative Charter Amendment]

Motion ordering submitted to the electorate at the General Municipal Election to be held in the City and County of San Francisco on Tuesday, June 7, 1994, the proposed initiative charter amendment adding Section 6.416, creating a Library Preservation Fund. (Clerk of the Board)

File 60-94-7

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Shelley - 6.

Absent: Supervisors Alioto, Conroy, Leal, Maher, Migden - 5.

#### OFF-CALENDAR LEGISLATION

#### ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Appropriation, Citywide Radio System]

Ordinance appropriating \$272,054, Department of Electricity and Telecommunications for permanent salaries, mandatory fringe benefits, overhead, non-personal services, materials and supplies and services of other departments for the creation of five positions for the development of the citywide radio system, appropriating \$145,539 to the capital reserve and rescinding various capital improvement projects at the Department of Public Works. Supervisor Hsieh presented. Referred to Budget Committee.

File 101-93-104.

[Public Employment, Add Five Positions]

Ordinance amending Annual Salary Ordinance No. 242-93 reflecting the addition of five positions in the Department of Electricity and Telecommunications. Supervisor Hsieh presented. Referred to Budget Committee.

File 102-93-030.

Referred to Board

[Commend, Larkin Street Youth Center]

Resolution commending the Larkin Street Youth Center on the occasion of their Tenth Anniversary of providing counseling to homeless youth. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 006-94-016.

[State Legislation, Opposing AB 1320, Rent]

Resolution opposing AB 1320 (Costa) concerning State preemption of local rent stabilization ordinances and urging the Mayor to direct the City's lobbyist to urge the State Legislature to oppose AB 1320. Supervisors Alioto, Shelley, Leal presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 012-94-013.

[State Legislation, AB 2810, Domestic Partner]

Resolution supporting AB 2810 (Katz) concerning domestic partnership registration and urging the Mayor to direct the City's lobbyist to urge the State Legislature to support AB 2810. Supervisors Alioto, Shelley, Kaufman, Bierman, Hsieh presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 012-94-014.

[South Africa Election Polling Place]

Resolution authorizing use of the Registrar's Office as a polling place for South African election. Supervisor Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 060-94-008.

[Street Name Change, Rue de San Jule]

Resolution urging the Chief Administrative Officer to urge the Department of Public Works to initiate procedures to name a new street running from 17th Street and De Haro to 16th Street and Rhode Island as Rue de San Jule. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 075-94-001.

[Task Force On Prostitution, Add One Member]

Resolution amending Resolution No. 940-93 which established a Task Force on Prostitution to add a representative of the Union Square Association. Supervisor Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 174-94-001.06.

[Charter Reform Advisory Committee]

Resolution establishing an Advisory Committee to fulfill the charter reform mandate; rescinding Resolution No. 785-93. Supervisor Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 174-94-005.

[Wall of Honor, Hall of Justice]

Resolution urging the Chief of Police to give fair consideration to placing the name of Tom Cady on the Wall of Honor. Supervisors Migden, Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 207-94-005.

[Stonewall 25 International March]

Resolution endorsing the Stonewall 25 celebration and Stonewall 25 International March to Affirm the Human Rights of Lesbian and Gay People. Supervisors Alioto, Shelley, Leal, Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 233-94-001.

[Treasure Island, Film Production License]

Resolution supporting a license between the Navy and Skellington Film Company for the purposes of using a building at Treasure Island for film production. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 244-94-005.

Requests for Hearings:

[Rebuttal Ballot Argument, Proposition O]

Hearing to consider submitting proponent's rebuttal ballot argument concerning Proposition D, police staffing level. Supervisors Maher and Conroy, Alioto, Migden, Shelley, Hsieh presented. Referred to Rules Committee.

File 314-93-003.

[Rebuttal Ballot Argument, Proposition G]

Monday, March 21, 1994

Hearing to consider submitting proponent's rebuttal ballot argument concerning Proposition G, mission driven budgeting. Supervisors Migden and Shelley, Maher, Leal presented. Referred to Rules Committee.

File 318-93-003.

[Rebuttal Ballot Argument, Proposition F]

Hearing to consider submitting proponent's rebuttal argument concerning Proposition F, employment after retirement. Supervisor Migden presented. Referred to Rules Committee.

File 319-93-003.

[Rebuttal Ballot Argument, Proposition C]

Hearing to consider submitting proponent's rebuttal ballot argument concerning Proposition C, lease financing. Supervisor Shelley presented. Referred to Rules Committee.

File 320-93-003.

[Rebuttal Ballot Argument, Proposition A]

Hearing to consider submitting proponent's rebuttal ballot argument concerning Proposition A, school improvement bond measure. Supervisor Alioto presented. Referred to Budget Committee.

File 060-94-001.02.

[Rebuttal Ballot Argument, Proposition J]

Hearing to consider submitting rebuttal ballot argument concerning Proposition J, ATM machine ordinance. Referred to Rules Committee.

File 060-94-006.02.

[Press Passes]

Hearing to consider the issuance of press passes by the San Francisco Police Department. Supervisor Shelley presented. Referred to Housing and Land Use Committee.

File 207-94-006.

[Narcotics Forfeiture and Seizure Monies]

Hearing to consider the confiscation of money belonging to Mr. Terrance Alan as a result of his arrest for possession of marijuana and to ascertain the disposition of said money. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the March 30, 1994 meeting.

File 207-94-007.

[Rebuttal Ballot Argument, Proposition B]

Hearing to consider submitting proponent's rebuttal ballot argument concerning Proposition B, lease financing Combined Emergency Dispatch Center. Supervisors Migden, Maher presented. Referred to Rules Committee.

File 212-94-003.

Referred to Board

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar March 28, 1994.

File 030-94-001.06.

Called from Committee

[Management Audit, Tax Collector]

Motion directing the Budget Analyst to conduct a comprehensive management audit of the Tax Collector's Office. Called from Budget Committee by Supervisor Hsieh; scheduled for consideration by the Board on March 28, 1994.

File 165-94-004.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-102. [Appropriation, Asian Art Museum, 13 Positions] Ordinance appropriating and rescinding \$544,169, Asian Art Museum, to transfer funds from non-personal services to salaries and mandatory fringe benefits for the reinstatement of thirteen (13) positions for fiscal year 1993-94; providing for ratification of action previously taken. RO #93249 (Controller) Referred to Budget Committee.

File 101-93-103. [Appropriation, Fine Arts Museums, 46 Positions] Ordinance appropriating and rescinding \$1,770,354, Fine Arts Museums, to transfer funds from temporary salaries, professional and other non-personal services and services of other departments to permanent salaries-miscellaneous and mandatory fringe benefits to reinstate forty-five (45) positions for fiscal year 1993-94; providing for ratification of action previously taken; companion measure to File 102-93-28. RO #93251 (Controller) Referred to Budget Committee.

File 102-93-028. [Fine Arts Museums, 46 Positions] Ordinance amending Annual Salary Ordinance, 1993-94, Fine Arts Museums, reflecting the addition of forty-six positions (Classifications 2708 Custodian (3), 8202 Security Guard (2), 8226 Museum Guard (33), 8228 Senior Guard (6), 8230 Chief Museum Guard, 7120 Building and Ground Superintendent (1), and the deletion of one position (Classification 7205 Chief Stationary Engineer); companion measure to File 101-93-103. (Department of Human Resources) Referred to Budget Committee.

File 045-94-012. [Settlement of Litigation, Dollie White] Ordinance authorizing settlement of litigation of Dollie White against the City and County of San Francisco by payment of \$20,000. (Superior Court No. 914-648) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-005. [Settlement of Lawsuit, Roberta Hepburn] Ordinance authorizing settlement of Roberta Hepburn v. Burns International Security Services, et al., upon receipt of the sum of \$1,000 and release of lien. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-018. [Department of Social Services, General Grant Levels] Ordinance amending Administrative Code by amending Section 20.57 (General Assistance Ordinance), relating to the computation of aid grants. (Department of Social Services) Referred to Budget Committee.

Resolutions Referred to Committee

File 025-94-004. [Contract Out, Legal Process Services] Resolution concurring with the Controller's certification that legal process server services can be practically performed for the District Attorney, Family Support Bureau, by a private contractor for a lower cost than similar services performed by City and County employees. (District Attorney) Referred to Government Efficiency/Labor Committee.

File 028-94-008. [DPW - Jackson Street Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Jackson Street between Grant Avenue and Stockton Street - \$186,275. (Department of Public Works) Referred to Budget Committee.

File 028-94-009. [Port - Pier 43 Oil Spill Remediation] Resolution approving a declaration of emergency, emergency Pier 43 oil spill remediation and damaged pipeline removal, Port Contract No. 2598 - \$150,000. (Port Commission) Referred to Budget Committee.

File 048-94-003. [Unlitigated Claim, Emanuel Askew] Resolution approving the settlement of the unlitigated claim of Emanuel Askew by payment of \$7,305.38. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 138-94-003. [Grant, Automobile Insurance Fraud] Resolution authorizing the District Attorney of the City and County of San Francisco to retroactively apply for, accept and expend funds in the amount of \$219,510 made available through the California Department of Insurance for a project entitled "The Investigation and Prosecution of Automobile Insurance Fraud" for the period of July 1, 1993 through June 30, 1994. (District Attorney) Referred to Government Efficiency/Labor Committee.

File 138-94-004. [Grant, Workers' Compensation Fraud] Resolution authorizing the District Attorney of the City and County of San Francisco to retroactively apply for, accept and expend funds in the amount of \$318,507 made available through the California Department of Insurance for a project entitled "The Investigation and Prosecution of Workers' Compensation Fraud" for the period of July 1, 1993 through June 30, 1994. (District Attorney) Referred to Government Efficiency/Labor Committee.

File 172-94-012. [Duckwell Mountain Radio Site Permit] Resolution authorizing the General Manager of Hetch Hetchy to enter into a special use permit issued by the U.S. Department of Agriculture (U.S. Forest Service) for site management of Duckwell Mountain Radio site located in the Stanislaus National Forest. (Hetch Hetchy Water and Power) Referred to Government Efficiency/Labor Committee.

File 231-94-001. [Destruction of Record, Sheriff Department] Resolution authorizing the Sheriff of the

City and County of San Francisco to destroy any record of the background investigation of a Deputy Sheriff of the City and County, pursuant to Sections 26202 and 26205.1 of the California Government Code, except for the background summary report, after two years from date of appointment of such Deputy Sheriff. (Sheriff) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney provide written opinion concerning whether it is legally possible for a community representative to be placed on the Placement and Review Committee (PARC) for San Francisco's foster-care placements, provided that the community representative is appointed by the General Manager, Department of Social Services, and is subject to the same rules and regulations as DSS staff appointments.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Victoria Hernandez (By the entire Board)  
John Barbagelata (By the entire Board)  
Sululagi Palega, Jr. (Supervisors Alioto, Conroy, Kennedy, Bierman, Hallinan)  
Duane Thompson (Supervisor Bierman)  
Nofoaluma Tuiasosopo (Supervisor Bierman)  
Rachel Zaide Kirtley (Supervisor Bierman)

File 2-94-12

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:36 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 4, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors



2  
8/14  
Monday, March 28, 1994

# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco

Volume 89

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Number 13





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, March 28, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:15 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Kaufman, Maher - 2.

Quorum present.

Supervisor Kaufman was noted present at 2:18 p.m.

Supervisor Maher was noted present at 2:20 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Monday, March 7, 1994; Wednesday, March 9, 1994; Thursday, March 10, 1994 and Monday, March 14, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Presentation of Guests

Supervisor Kennedy introduced and welcomed a group of young men and women participants of the STEP program from Denman Middle School.

Suspension of the Rules

Supervisor Kennedy, seconded by Supervisor Bierman, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Mr. Jermaine McDowell.

Motion to suspend the rules adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Mr. McDowell spoke briefly of the daily pressures facing them due to peer pressure.

SPECIAL ORDER - 2:00 P.M.

Recommendation of Budget Committee

Adopted

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition A, school improvement bond measure. (Supervisor Alioto)

File 60-94-1.2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

COMMITTEE REPORTS

Recommendations of Rules Committee

Adopted

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition B, lease financing for Combined Emergency Dispatch Center. (Supervisors Migden, Maher)

File 212-94-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition C, lease equipment financing. (Supervisor Shelley)

File 320-93-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition D, police staffing level. (Supervisors Maher and Conroy, Alioto, Migden, Shelley, Hsieh)

File 314-93-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition F, employment after retirement. (Supervisor Migden)

File 319-93-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to opponent's ballot argument against Proposition G, mission driven budgeting. (Supervisors Migden and Shelley, Maher, Leal)

File 318-93-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Rebuttal Ballot Argument]

Motion authorizing rebuttal to proponent's ballot argument in favor of Proposition J, ATM machine loitering ordinance. (Supervisor Migden)

File 60-94-6.2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

Noes: Supervisors Kaufman, Kennedy, Maher - 3.

Absent: Supervisor Conroy - 1.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Academy of Sciences]

Ordinance appropriating \$655,700, Academy of Sciences, to a facilities maintenance project at the Academy of Sciences for repair of Fish Roundabout at the Steinhart Aquarium and appropriating \$154,307 to the General Fund Reserve and rescinding \$810,007 from a capital improvement project (City Hall roof and skylight repairs) at the Department of Public Works for fiscal year 1993-94, placing \$574,500 on reserve. (Supervisor Alioto)

File 101-93-92, Ordinance No. 142-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Department of Public Health]

Ordinance appropriating \$1,495,177, Department of Public Health, in Medi-Cal net revenues for San Francisco General Hospital's participation in the SB 855 Disproportionate Share Payment Program for fiscal year 1993-94 (includes revenue transfer to the General Fund and SB 855 match in other non-personal services). (Supervisors Hsieh, Alioto, Bierman)

File 101-93-94, Ordinance No. 143-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Human Resources Department]

Ordinance appropriating and rescinding \$80,536.00 of permanent salaries and mandatory fringe benefits for the reclassification and creation of four (4) positions as authorized by Charter Section 3.662 at the Human Resources Department for fiscal year 1993-94 (Implement Proposition L) (Supervisor Hsieh)

File 101-93-99, Ordinance No. 146-94

(Fiscal Impact.)

Finally passed.

[Human Resources Department]

Ordinance amending Annual Salary Ordinance, 1993-94, Human Resources Department, reflecting changes in three positions and creating one new position; companion measure to File 101-93-99. (Department of Human Resources)

File 102-93-25, Ordinance No. 147-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Civil Service Commission]

Ordinance appropriating and rescinding \$96,145 for permanent salaries, miscellaneous and mandatory fringe benefits, reassigning eleven (11) positions from the Human Resources Department to the Civil Service Commission for the remainder of fiscal year 1993-1994. (Implement Proposition L). (Supervisor Hsieh)

File 101-93-100, Ordinance No. 144-94

Finally passed.

[Civil Service Commission]

Ordinance amending Annual Salary Ordinance, 1993-94, Civil Service Commission, reflecting continuation and reassignment of eleven positions as a result of the passage of Proposition L; companion measure to File 101-93-100. (Supervisor Hsieh)

File 102-93-29, Ordinance No. 145-94

Finally passed.

#### Passed for Second Reading

[Appropriation, Public Defender]

Ordinance appropriating and rescinding \$97,400, Public Defender, to transfer funds from salaries to telephone, materials and supplies and lease purchase of computer equipment for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-101, Ordinance No.

Passed for second reading.

#### Recommendations of Government Efficiency and Labor Committee

#### Finally Passed

[Airport, Lease and Use Agreement]

Ordinance approving Modification No. 3 of Lease and Use Agreement between Trans World Airlines, Inc. (TWA) and City and County, acting by and through its Airports Commission. (Airports Commission)

File 27-94-2, Ordinance No. 134-94

Finally passed.

[Settlement of litigation, Richard Haden]

Ordinance authorizing settlement of litigation of Richard Haden against the City and County by payment of \$15,000. (City Attorney)

File 45-94-9, Ordinance No. 135-94

(United States District Court No. C92-0532 DLJ.)

Finally passed.

[Settlement of litigation, Terry Brewer]

Ordinance authorizing settlement of litigation of Terry Brewer against the City and County by payment of \$35,000. (City Attorney)

File 45-94-10, Ordinance No. 139-94

(United States District Court No. C93-02463 SC.)

Finally passed.

[Settlement of Litigation, James O. Sims]

Ordinance authorizing settlement of litigation of James O. Sims v. J & J Plating, et al., upon receipt of the sum of \$2,001 and dismissal of complaint. (City Attorney)

File 46-94-3, Ordinance No. 136-94

(Superior Court No. 942-494.)

Finally passed.

[Settlement of litigation, Norma Stone v. Mite-Locke]

Ordinance authorizing settlement of litigation of Norma Stone v. Mite-Locke, et al., upon receipt of the sum of \$13,250 and release of lien. (City Attorney)

File 46-94-4, Ordinance No. 137-94

(Superior Court No. 931-936.)

Finally passed.

[Settlement of Claim, Mark Defren]

Ordinance authorizing settlement of Government Code Section 910 claim of Mark Defren against the City and County of San Francisco by payment of \$6,252.40 (less applicable taxes and withholding). (City Attorney)

File 48-94-2, Ordinance No. 138-94

Finally passed.

[Health Service System Plans and Rates of Contribution]

Ordinance amending Administrative Code, approving Health Service System plans and rates of contribution as adopted by the Health Service Board. (Health Service System)

File 97-94-15, Ordinance No. 140-94

(Amends Section 16.157.)

Finally passed.

#### Recommendation of Housing and Land Use Committee

#### Finally Passed

[Castro Street Neighborhood Commercial District]

Ordinance amending City Planning Code, to amend the Castro Street Neighborhood Commercial District Zoning Control Table and to add text to the end of the table to allow for large fast food restaurant as a conditional use; adopting findings pursuant to City Planning Code Section 101.1. (Supervisors Hallinan, Migden, Bierman, Alioto, Kaufman, Leal, Maher, Shelley, Conroy, Hsieh, Kennedy)

File 115-93-9, Ordinance No. 132-94

(Approved by City Planning Commission Resolution No. 13653.)  
(General Rule Exclusion from Environmental Impact Review.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Budget Committee

Finally Passed

[Appropriation, Police Department]

Ordinance appropriating \$386,700 of Narcotics Forfeiture and Seizure monies for narcotics abatement and investigation at the Police Department and District Attorney's Office for 1993-94 (includes non-personal services, materials and supplies, services of other departments and capital improvements for the Police Department and salaries and mandatory fringe benefits for the District Attorney's Office); providing for ratification of action previously taken and placing \$80,000 on reserve. (Controller)

File 101-93-85, Ordinance No. 141-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 8.

Noes: Supervisors Hallinan, Kennedy - 2.

Absent: Supervisor Conroy - 1.

Recommendation of Housing and Land Use Committee

Consideration Continued

[Stop Intersection, Washington and Jones Streets]

Resolution designating Washington and Jones Streets, southwest corner, stopping eastbound Washington Street traffic, as "Stop" intersection, and requiring a report from the Municipal Railway regarding the impact of installing the stop sign approved by this resolution. (Supervisor Alioto)

File 18-94-3, Resolution No.

(March 14, 1994 - Consideration continued to March 28, 1994.)

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to continue consideration to April 11, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Called from Budget Committee by Supervisor Hallinan

Tabled

[Water Department]

Resolution urging the Mayor to urge the Public Utilities Commission to eliminate all of the temporary positions added to the Water Department for the drought. (Supervisor Hallinan)

File 188-93-2, Resolution No.

(December 13, 1993 - Consideration continued to March 28, 1994.)

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Hetch Hetchy]

Ordinance appropriating \$160,864, Hetch Hetchy operating fund to create a Water Quality Laboratory at Hetch Hetchy for fiscal year 1993-94 (includes salaries and mandatory fringe benefits, for the creation of two (2) positions, materials and supplies, equipment, and capital improvement project). (Controller)

File 101-93-86, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Hetch Hetchy, reflecting the creation of two (2) positions (Classifications 2471 Water Quality Chemist and 5247 Associate Sanitary Engineer); companion measure to File 101-93-86. (Department of Human Resources)

File 102-93-26, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Water Department]

Ordinance appropriating \$1,433,358, Water Department, for Water Quality Monitoring and Improvement Projects at the Water Department (includes salaries and mandatory fringe benefits - for the creation of seven (7) positions, non-personal services, equipment purchase and capital improvement project); and rescinding \$1,433,358 from other non-personal services (environmental mitigation) for fiscal year 1993-94. (Controller)

File 101-93-87, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Water Department, reflecting the creation of seven positions (Classifications 7334 Stationary Engineer (4), 2462 Microbiologist (1), 2471 Water Quality Chemist (1), and 5224 Associate Water Purification Engineer (1); companion measure to File 101-93-87. (Department of Human Resources)

File 102-93-27, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Sheriff Department]

Ordinance appropriating \$576,518, Sheriff Department, Jail Overcrowding Fine Revenue to expand the Residential Care Program to minimize jail overcrowding for fiscal year 1993-94 (includes other non-personal services). (Controller)

File 101-93-96, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Kaufman - 1.

[Appropriation, Adult Probation Department]

Ordinance appropriating \$15,646, Adult Probation, Jail Overcrowding Fine Revenue, for permanent salaries and mandatory fringe benefits to continue the Probation Officers Working to End Recidivism (POWER) Program to minimize jail overcrowding in fiscal year 1993-94. (Supervisor Alioto)

File 101-93-97, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Department of Parking and Traffic]

Ordinance appropriating retroactively, \$245,000, Department of Parking and Traffic, Off-Street Parking Fund Revenues, for facilities maintenance (St. Mary's Square Garage). (Supervisor Alioto)

File 101-93-98, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Equipment Lease Supplement No. 3, Lease Revenue Bonds]

Ordinance providing for the approval and execution and delivery by Officers of the City and County of San Francisco of an Equipment Lease Supplement No. 3 between the City and County of San Francisco Finance Corporation, as Lessor, and the City and County of San Francisco, as Lessee, with respect to equipment to be used for City purposes and the related certificate of approval; providing for reimbursement to the City of certain City expenditures prior to the issuance of lease revenue bonds and approving the issuance of lease revenue bonds by said nonprofit corporation; and providing that said bond shall be subject to the certification of the Controller of the City and County of San Francisco prior to the sale of said bonds; providing for the execution of related documents in connection with the equipment lease; and ratifying previous actions taken in connection with the equipment lease. (Supervisors Alioto, Hsieh)

File 170-94-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Federal Crime Bill]

Resolution urging the Mayor to instruct the City's Lobbyist to work with the City's Congressional Delegation to include San Francisco as a community which will receive additional police officers in the pending Federal Crime Bill. (Supervisors Hsieh, Alioto, Conroy, Shelley, Migden)

File 13-94-3.1, Resolution No. 275-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.



In connection with the above item, Supervisors Conroy, Shelley, Migden requested to be added as co-sponsors.

[DPW - Post Street Sewer Replacement]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Post Street between Larkin Street and Hyde Street - \$74,800. (Supervisor Alioto)

File 28-94-7, Resolution No. 276-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as Amended

[Addendum One, 1994 Community Development Program]

Resolution approving an amendment to the 1994 Community Development Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to receive and expend \$2,125,000 in additional entitlement funds and transfer (((\$800)) ~~\$900,800~~) from contingencies under the City's 1994 Community Development Block Grant (CDBG) Program from the U.S. Department of Housing and Urban Development, approving Addendum 1 to the expenditure schedule for recipient departments and agencies and for indirect costs, and, determining no environmental evaluation is required, authorizing the receipt and deposit in contingencies of 1994 CDBG entitlement funds in excess of \$24,166,000. (Supervisor Alioto)

File 79-93-2.2, Resolution No. 279-94

Supervisor Hsieh, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Resolution approving an amendment to the 1994 Community Development Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to receive and expend \$2,125,000 in additional entitlement funds and transfer \$90,800 from contingencies under the City's 1994 Community Development Block Grant (CDBG) Program from the U.S. Department of Housing and Urban Development, approving Addendum 1 to the expenditure schedule for recipient departments and agencies and for indirect costs, and, determining no environmental evaluation is required, authorizing the receipt and deposit in contingencies of 1994 CDBG entitlement funds in excess of \$24,166,000."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Property Acquisition - Noise Easement]

Resolution authorizing the acquisition of a noise easement from the Millbrae School District. (Supervisor Alioto)

File 82-94-3, Resolution No. 280-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Police Hiring Supplemental Program Grant]

Resolution authorizing the Chief of Police to retroactively apply for, accept and expend funds in the amount of two million dollars (\$2,000,000) for new funding for a three year project entitled "Police Hiring Supplement Program", plus a cash match of two million eighty seven thousand nine hundred forty dollars (\$2,087,940). (Supervisor Alioto)

File 143-94-1, Resolution No. 281-94

(February 22, 1994 - Rereferred to Budget Committee by the Board.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Regulating the Width of Sidewalks]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1515 changing the official width of sidewalk on the easterly side of Spear Street between Mission and Market Streets as shown on the Department of Public Works Map Numbered Q-20-417 and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Traffic and Temporary Parking Restrictions]

Ordinance amending Traffic Code to permit traffic diversion and temporary parking prohibitions or restrictions in case of film or video production activities. (Supervisor Alioto)

File 124-94-1, Ordinance No.

(Amends Section 33.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Called from Budget Committee by Supervisor Hsieh

Consideration Continued

[Management Audit, Tax Collector]

Motion directing the Budget Analyst to conduct a comprehensive management audit of the Tax Collector's Office. (Supervisors Hsieh, Conroy)

File 165-94-004

Supervisor Kennedy, seconded by Supervisor Bierman, moved to continue consideration to April 11, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Conroy requested to be added as co-sponsor.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, media;  
Kathy Perry, Geneva Towers relocation money;  
Mr. Salem Jackson, asbestos/lead in Geneva Towers;  
Tavia Fiatoa, reparation, displaced tenants, Geneva Towers;

Louise Vaughn, Geneva Towers;  
Kenneth;  
Jean Russ, request needle exchange program site at Steiner and Haight be moved.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Bierman requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Consideration Continued

[Traffic Regulations]  
Resolution rescinding traffic regulation Tow-Away, No Stopping, on Washington Street at Jones Street.  
(Supervisor Bierman)

File 20-94-5, Resolution No.

(March 14, 1994 - Consideration continued to March 28, 1994.)

Supervisor Bierman, seconded by Supervisor Kaufman, moved to continue consideration April 11, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Hallinan requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted

[State Legislation, Opposing AB 1320, Rent]  
Resolution opposing AB 1320 (Costa) concerning State preemption of local rent stabilization ordinances and urging the Mayor to direct the City's lobbyist to urge the State Legislature to oppose AB 1320.  
(Supervisors Alioto, Shelley, Leal, Migden)

File 012-94-013, Resolution No. 274-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hallinan, Kaufman - 3.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Commend, Larkin Street Youth Center]

Resolution commending the Larkin Street Youth Center on the occasion of their Tenth Anniversary of providing counseling to homeless youth. (Supervisors Shelley, Alioto)

File 006-94-016, Resolution No. 273-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

[State Legislation, AB 2810, Domestic Partner]

Resolution supporting AB 2810 (Katz) concerning domestic partnership registration and urging the Mayor to direct the City's lobbyist to urge the State Legislature to support AB 2810. (Supervisors Alioto, Shelley, Kaufman, Bierman, Hsieh, Migden)

File 012-94-014, Resolution No. 271-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[South Africa Election Polling Place]

Resolution authorizing use of the Registrar's Office as a polling place for South African election. (Supervisor Kennedy)

File 060-94-008, Resolution No. 277-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

[Street Name Change, Rue de San Jule]

Resolution urging the Chief Administrative Officer to urge the Department of Public Works to initiate procedures to name a new street running from 17th Street and De Haro to 16th Street and Rhode Island as Rue de San Jule. (Supervisor Shelley)

File 075-94-001, Resolution No. 278-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

[Task Force On Prostitution, Add One Member]

Resolution amending Resolution No. 940-93 which established a Task Force on Prostitution to add a representative of the Union Square Association. (Supervisor Hallinan)

File 174-94-001.06, Resolution No. 282-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

[Charter Reform Advisory Committee]

Resolution establishing an Advisory Committee to fulfill the charter reform mandate; rescinding Resolution No. 785-93. (Supervisor Bierman)

File 174-94-005, Resolution No. 283-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

[Wall of Honor, Hall of Justice]

Resolution urging the Chief of Police to give fair consideration to placing the name of Tom Cady on the Wall of Honor. (Supervisors Migden, Bierman)

File 207-94-005, Resolution No. 284-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

[Stonewall 25 International March]

Resolution endorsing the Stonewall 25 celebration and Stonewall 25 International March to Affirm the Human Rights of Lesbian and Gay People. (Supervisors Alioto, Shelley, Leal, Bierman, Migden)

File 233-94-001, Resolution No. 285-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[Treasure Island, Film Production License]

Resolution supporting a license between the Navy and Skellington Film Company for the purposes of using a building at Treasure Island for film production. (Supervisors Shelley, Alioto)

File 244-94-005, Resolution No. 270-94

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisor Alioto)

File 030-94-001.06

(March 21, 1994 - Introduced in Board for consideration on March 28, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-13, Resolution No. 250-94

(Preston Cook, member, Port Commission, March 31 - April 4; Anne Halsted, member, Port Commission, March 23 - 27, 1994.)

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hallinan, Kaufman - 3.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted

[Commend, Community Development Week]

Resolution commending the Community Development Block Grant (CDBG) Program by designating National Community Development Week in San Francisco.

File 006-94-019, Resolution No. 251-94

Supervisors Kaufman, Alioto presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Board

[Appropriation, Bonding Assistance Program]

Ordinance appropriating \$500,000, Human Rights Commission, to establish a City Bond Support Program for MBE/WBE firms and rescinding a \$500,000 facilities maintenance project (disabled access modifications) from the Chief Administrative Officer for fiscal year 1993-1994. Supervisors Kennedy, Alioto presented. Referred to Budget Committee with request it be considered at the April 13, 1994 meeting.

File 101-93-106.

[Bid Security Requirements, Public Works Projects]

Ordinance amending Administrative Code by amending Section 6.19 by allowing modification of bid security requirements for certain contractors bidding on certain city public works projects; such amendments to be effective for a period of two years from the date of final adoption of the amendments by the Board of Supervisors and Mayor. Supervisors Kennedy, Alioto presented. Referred to Budget Committee with request it be considered at the April 13, 1994 meeting.

File 097-94-019.

[Bonding Assistance Program, MBE/WBE Contractors]

Ordinance amending Administrative Code by adding Section 6.20-2 to establish a bonding assistance program for certain MBE, WBE and W/MBE businesses. Supervisors Kennedy, Alioto presented. Referred to Budget Committee with request it be considered at the April 13, 1994 meeting.

File 097-94-020.

[Earthquake Hazard Reduction]

Draft ordinance amending Building Code by amending Sections 1509 and 1511 to revise the criteria for the retrofit of unreinforced masonry bearing wall buildings greater than six stories in height. Supervisor Hsieh presented. Referred to Budget Committee.

File 114-94-003.

Referred to Board

[Commend, State Senator Milton Marks]

Resolution commending and honoring State Senator Milton Marks on the anniversary of his 35 years in public office. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 4, 1994.

File 006-94-017.

[Commend, Cancer Support Community]

Resolution commending the Cancer Support Community for its work with people with cancer and declaring May 6, 1994 "Cancer Support Community Day" in San Francisco. Supervisors Hallinan, Leal, Kaufman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 4, 1994.

File 006-94-018.

[Smoking in the Workplace Ban]

Resolution supporting proposed changes in Federal Occupational Health and Safety laws to ban smoking in the workplace. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 4, 1994.

File 013-94-007.

Referred to Committee

[HR 3433, Public Benefit Trust, Presidio]

Resolution endorsing HR 3433, the proposal to create a public benefit trust to manage the Presidio and repealing resolution (File 244-92-3.1). Supervisors Shelley, Bierman, Kennedy, Leal, Migden presented. Referred to Select Committee on Base Closures with request it be considered at the April 14, 1994 meeting.

File 013-94-008.

Referred to Board

[Community Review Process, AIDS Office]

Resolution urging the Director of the Department of Public Health AIDS Office to examine the possible development of a community review progress for future reports and surveys generated by the AIDS Office. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 4, 1994.

File 108-94-002.

Referred to Committee

[Stop Intersection]

Resolution designating 35th Avenue and Ortega Street as a four-way "Stop" intersection and requiring a report from the Municipal Railway regarding the impact of installing the four-way Stop approved by this

resolution. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 018-94-006.

[Interim Zoning Controls, Lobos Creek]

Resolution imposing Interim Zoning Controls to temporarily prohibit the approval of permits or other land use entitlements, subject to specified exceptions, for property within the Lobos Creek Conservation District as herein defined, for an eighteen month period. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 111-94-001.

[Interim Zoning Controls, Lobos Creek]

Resolution order directing the Zoning Administrator, the Superintendent of the Bureau of Building Inspection, and other permit issuing agencies to suspend action on any applications for permits or other land use entitlements, subject to specified exceptions, for property within the Lobos Creek Conservation District as herein defined. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 111-94-001.01.

[Indemnification, Grateful Dead Productions, Inc.]

Resolution authorizing the Director of Public Health to enter into an agreement indemnifying Grateful Dead Productions, Inc. for the use of its logo in connection with a free condom distribution program. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the April 6, 1994 meeting.

File 172-94-013.

[Loan, Port, Commercial Fishing Harbor]

Resolution authorizing the Executive Director of the Port of San Francisco to apply for and accept a \$4.8 million loan from the California Department of Boating and Waterways to finance in part, the construction of the Fisherman's Wharf Commercial Fishing Harbor. Supervisor Shelley presented. Referred to Budget Committee with request it be considered at the April 6, 1994 meeting.

File 173-94-001.

Referred to Board

[Eminent Domain, Hawk Hill, Open Space Program]

Resolution authorizing acquisition of Lot 27 in Assessor's Block 2336 by eminent domain for the Open Space Program and to adopt findings pursuant to City Planning Code Section 101.1 (Hawk Hill); companion measure to File 219-94-1. Supervisor Maher presented. Referred to Board to be considered at a public hearing tentatively scheduled for April 25, 1994.

File 219-94-002.

[Luis Donaldo Colosio]

Resolution condemning the assassination of Luis Donaldo Colosio. Supervisors Leal, Alioto, Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar April 4, 1994.

File 234-94-001.

Referred to Committee

[Federal Legislation, Opposing HR 4308 (Duncan)]

Resolution opposing legislation by Congressman Duncan and others in Congress proposing that significant portions of the Presidio be sold to the highest bidder or leased for unspecified purposes and repealing resolution (File 244-92-3.2). Supervisors Shelley, Bierman, Kennedy, Alioto, Leal, Migden presented. Referred to Select Committee on Base Closures with request it be considered at the April 14, 1994 meeting.

File 244-94-006.

#### Requests for Hearings:

[Joint Report, Fiscal 1993-94/1994-95 Revenue]

Hearing to consider Joint Report of the Controller, Mayor's Office and Budget Analyst on the City's fiscal year 1993-94 revenues and the projected fiscal year 1994-95 revenues. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the April 6, 1994 meeting.



File 100-93-002.02.

[Budget Analyst's Management Audit Priorities]

Hearing to determine what process the Board of Supervisors ought to consider, if any, regarding the prioritization of the Budget Analyst's time with regard to pending requests for management audits. Supervisor Migden presented. Referred to Rules Committee.

File 165-94-005.

[Department of Parking and Traffic Operations]

Hearing to consider the operations of the Department of Parking and Traffic. Supervisor Maher presented. Referred to Government Efficiency/Labor Committee.

File 190-94-002.

[Domestic Violence Programs]

Hearing to assess the City of San Francisco's domestic violence programs to determine what strategies are currently in place and whether we are succeeding in decreasing domestic violence. Supervisor Leal presented. Referred to Health/Public Safety/Environment Committee.

File 235-94-001.

Referred to Board

[Ballot Argument Amendment, Proposition C]

Motion authorizing amendment to proponent's ballot argument in favor of Proposition C, a charter amendment concerning lease financing of the acquisition of equipment, by clarifying that Proposition C would increase the limit on the City's non-profit leasing corporation's debt to \$40 million dollars, plus 5 percent per year. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar April 4, 1994.

File 320-93-002.01.

Referred to Committee

[Management Audit, Salaries Exceeding \$70,000]

Motion requesting the Budget Analyst Office to conduct an audit of the approximately 6,000 positions whose base salaries exceed \$70,000 a year and are not covered by collective bargaining. Supervisor Leal presented. Referred to Government Efficiency/Labor Committee.

File 165-94-006.

Referred to Board

[Hawk Hill]

Motion directing the Board of Supervisors to hold a public hearing on April 25, 1994 at 3:00 p.m. to consider adopting a resolution of necessity in connection with a proposal to acquire by eminent domain Lot 27 in Assessor's Block 2336 in San Francisco for the Open Space program (Hawk Hill); companion measure to File 219-94-2. Supervisor Maher presented. Referred to Board for Adoption Without Committee Reference Calendar April 4, 1994.

File 219-94-001.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 027-94-004. [Nat'l Oceanic/Atmospheric Administration License] Ordinance approving License for Use of Real Property between the National Oceanic and Atmospheric Administration and the City and County of San Francisco acting by and through its Airports Commission. (Airports Commission) Referred to Budget Committee.

File 045-94-013. [Settlement of Litigation, Chloe Lipton] Ordinance authorizing settlement of litigation of Chloe Lipton, et al., against the City and County of San Francisco by payment of \$10,000. (Superior Court No. 947-828) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-014. [Settlement of Litigation, Carrie Ross] Ordinance authorizing settlement of litigation of Carrie Ross against the City and County of San Francisco by payment of \$6,250.

(Municipal Court No. D86-488) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-015. [Settlement of Litigation, Betty Joe Campbell] Ordinance authorizing settlement of litigation of Betty Joe Campbell against the City and County of San Francisco by payment of \$250,000. (United States District Court No. C93-0985 MPH) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-016. [Settlement of Litigation, Margaret Barry] Ordinance authorizing settlement of litigation of Margaret Barry against the City and County of San Francisco by payment of \$25,000. (Superior Court No. 938-527) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-017. [Settlement of Litigation, Thomas Strange] Ordinance authorizing settlement of litigation of Thomas Strange against the City and County of San Francisco by payment of \$15,000. (Superior Court No. 948-129) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-018. [Settlement of Litigation, Loretta Whitehead] Ordinance authorizing settlement of litigation of Loretta Whitehead against the City and County of San Francisco by payment of \$6,150. (Superior Court No. 943-335) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-006. [Settlement of Litigation, Andrew O'Mahoney] Ordinance authorizing settlement of Andrew O'Mahoney, et al., v. John Robert Brandner, et al., upon receipt of the sum of \$35,000; and dismissal of complaint. (San Mateo Superior Court No. 364285) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 052-94-001. [Underground District No. 310, Presidio Heights] Ordinance amending Ordinance No. 220-79 to redefine District No. 310 in the Presidio Heights area by adding certain property thereto and to eliminate the stages specified therein. (Department of Public Works) Referred to Housing and Land Use Committee.

File 065-94-007. [Permit to Use Property, "Circus" Cirque Du Soleil] Ordinance authorizing the Cirque Du Soleil to use City-owned property (South of King Street between Fourth and Fifth Streets); and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Referred to Housing and Land Use Committee.

File 170-94-004. [Moscone 1994 Project Lease, Redevelopment Agency] Ordinance approving and authorizing the execution and delivery of the form of the 1994 Project Lease between the City and the Redevelopment Agency of the City and County of San Francisco relating to a certain portion of the George R. Moscone Convention Center; authorizing the Mayor to make any necessary or advisable changes to the 1994 Project Lease; approving the issuance of the Redevelopment Agency of the City and County of San Francisco Lease Revenue Bonds, Series 1994 (George R. Moscone Convention Center); authorizing City officials to take any necessary or advisable actions in connection with the execution of the Project Lease, the authorization, issuance, sale and delivery of the bonds and certain related matters; and ratifying actions previously taken. (City Attorney) Referred to Budget Committee.

#### Resolutions Referred to Committee

File 192-93-002.01. [Grant, State Prop 116 Funds, Commuter Bicyclist] Resolution authorizing the Executive Director of the Department of Parking and Traffic to accept and expend a grant in the amount of \$285,000 of California Clean Air and Transportation Improvement Act of 1990 (State Proposition 116) funds. (Department of Parking and Traffic) (Also see File 192-93-2) Referred to Government Efficiency/Labor Committee.

File 025-94-005. [Contracting Out City Services] Resolution concurring with the Controller's certification that the inpatient dental services can be practically performed for the Department of Health, Laguna Honda Hospital by private contractor for a lower cost than similar work services performed by City and County employees. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 028-94-010. [DPW - Folsom Street Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Folsom Street between Sixth Street and Fifth Street - \$189,300. Referred to Budget Committee.

File 031-94-001. [Class Q60 and Q80, Police Department] Resolution approving immediate filling of vacated positions of six Q60 Lieutenants and one Q80 Captain of Police, San Francisco Police Department. (Police Department) Referred to Budget Committee.

File 048-94-004. [Unlitigated Claim, Dr. Eugene Sun] Resolution approving the settlement of the unlitigated claim of Dr. Eugene Sun by payment of \$6,833. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 089-94-011. [SDI Coverage, AA57 Health Center Manager] Resolution authorizing enrollment of Classification AA57, Health Center Manager in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 089-94-012. [SDI Coverage: 1686 Supervising Auditors] Resolution authorizing enrollment of Classification 1686, Supervising Auditors in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 144-94-001. [Grant, Restoration of Ferry Building Concourse] Resolution authorizing the Executive Director of the Port of San Francisco to apply for, accept and expend \$1 million from the Federal Highway Administration through the California Transportation Commission for construction of the Ferry Building Central Concourse restoration and foregoing reimbursement of indirect costs to the Port. (Port Commission) Referred to Government Efficiency/Labor Committee.

File 170-94-005. [Port Revenue Refunding Bonds] Resolution approving the issuance of not to exceed \$60,000,000 principal amount of Port Commission of the City and County of San Francisco Revenue Refunding Bonds and compliance with the provisions of the related indenture; establishing a maximum interest rate thereof; approving an amendment to a Joint Exercise of Powers Agreement with the Redevelopment Agency of the City and County of San Francisco; approving the obtaining of an opinion as to the validity of the Refunding Bonds; authorizing the Treasurer of the City and County of San Francisco to perform certain actions with respect to the issuance and sale of the Refunding Bonds; authorizing the officers of the City and County of San Francisco to take actions necessary or advisable to consummate the issuance of the Refunding Bonds and the application of the proceeds thereof; and ratifying actions previously taken with respect to the Refunding Bonds. (Port Commission) Referred to Budget Committee.

File 231-94-002. [Criminal History Information] Resolution authorizing the Sheriff to provide local summary criminal history information to the Recreation and Park Department, pursuant to Section 13300(B) (10) of the California Penal Code. (Recreation and Park Department) Referred to Government Efficiency/Labor Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter be sent to City Librarian to inquire whether the Public Library's new computer system will be capable of providing on-line Civil Service job listings and examination notices to library patrons and visitors to the main and branch libraries and by way of telephone modems.

By Supervisor Hallinan, that City Attorney draft legislation which would require the San Francisco Redevelopment Agency (SFRA) submit its budget in the same format as all City departments and include provisions which would (1) limit any budget transfers between line items to 10 percent; (2) require that all transfers in excess of 10 percent be subject to specific budgetary approval by the Board of Supervisors; (3) require the submission by the SFRA to the Board of Supervisors of quarterly reports pertaining to the fiscal condition and performance of the SFRA and (4) hold public hearings on a periodic basis regarding the status of all SFRA programs.

By Supervisor Maher, that City Attorney prepare resolution which would establish four-way Stop sign at 17th Avenue and Pacheco Street.

By Supervisor Migden, that letter be sent to Tom Hanks commending him on his performance and for his courageous, enlightening and sensitive remarks made in accepting the Oscar award.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Charles Williams, Jr. (Supervisor Alioto)  
Russell Kahl (Supervisor Bierman)  
Inez Rhine (Supervisor Kaufman)  
Violante Mursuli (Supervisor Leal)  
Francis Edward Collier (Supervisor Leal)

File 2-94-13

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 4:49 p.m. adjourned.

John L. Taylor, Clerk

Monday, March 28, 1994

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 12, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

to 0000

4/94

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Monday, April 4, 1994

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# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

\_\_\_\_\_  
Monday, April 4, 1994 - 9:30 a.m.  
\_\_\_\_\_

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 9:30 a.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 7.

Noted absent at first roll call:

Supervisors Bierman, Conroy, Migden, Shelley - 4.

Quorum present.

Supervisor Bierman was noted present at 9:45 a.m.

Supervisor Conroy was noted present at 9:48 a.m.

Supervisor Migden was noted present at 9:48 a.m.

Supervisor Shelley was noted present at 9:46 a.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, March 21, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Conroy, Migden - 2.

COMMUNICATION

The Clerk presented the following communication from his Honor, the Mayor returning with his veto the following three resolutions:

April 1, 1994

John L. Taylor  
Clerk of the Board of Supervisors  
City Hall - Room 235  
San Francisco, California 94102

Re: Resolutions Nos. 244-92-3.1, 244-92-3.2 and 244-94-3

Dear Mr. Taylor:

Pursuant to San Francisco Charter Section 2.302, I am vetoing and returning to you Resolution No. 244-92-3.1, Resolution No. 244-92-3.2 and Resolution No. 244-94-3.

I have been informed by the Office of the Clerk of the Board that these resolutions were prepared in and reported out at a meeting of the Select Committee on Base Closures held on March 10, 1994. Resolutions 244-92-3.1 and 244-92-3.2 were prepared at the conclusion of an item calendared as

Hearing to consider the status of the transfer of the Presidio from the United States Army to the Golden Gate National Recreation Area.

In addition, at that same meeting the Select Committee prepared and reported out Resolution No. 244-94-3, relating to the generation of electricity at the Presidio. The calendar item for that hearing stated,

Hearing to consider the use of Hetch Hetchy generated electricity at the Presidio.

I am informed that a letter addressed to the City Attorney by an attorney representing the Bay Guardian requested the rescission of Resolutions 244-92-3.1 and 244-92-3.2 on the grounds that there was not an adequate notice on the calendar as required by the Ralph M. Brown Act and the San Francisco Sunshine Ordinance.

The gist of the complaint regarding these calendar items is that the Sunshine Ordinance and the Brown Act require that the public be informed of the possibility that a legislative body will take action on an item that has been calendared for consideration.

While I am not convinced that the Sunshine Ordinance or the Brown Act was violated by this process, I think that the Board of Supervisors and the Mayor should follow closely both the letter and the spirit of those laws. In order to maximize the public's opportunity to take part in deliberations over these measures, I have determined to veto all three so that they may be returned to the Board for further consideration in a process that will maximize citizen input.

My vetoing of these resolutions does not express my view on the substantive merits of these resolutions. I will reserve judgement on the merits of these resolutions to such time as they or other versions of these resolutions are returned to me from the Board.

Sincerely

/s/Frank M. Jordan  
Mayor

Consideration Continued

[HR 3433, Public Benefit Corporation, Presidio]  
Resolution endorsing HR 3433, the proposal to create a Public Benefit Corporation to manage the Presidio. (Supervisors Shelley, Bierman, Kennedy, Leal, Migden)

File 244-92-003.01

In accordance with Board of Supervisors Rule 2.9a, Supervisor Kennedy, seconded by Supervisor Hsieh, moved to continue consideration to April 11, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Opposing HR 4308 (Duncan)]

Resolution opposing legislation by Congressman Duncan and others in Congress proposing that significant portions of the Presidio be sold to the highest bidder or leased for unspecified purposes. (Supervisors Shelley, Bierman, Kennedy, Alioto, Leal, Migden)

File 244-92-003.02

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to continue consideration to April 11, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Presidio, National Park Service Contract]

Resolution supporting the use and sale of local, public electrical power and urging the Mayor to direct the General Manager of the Public Utilities Commission to aggressively bid for the National Park Service Contract for the generation of electricity at the Presidio. (Supervisors Alioto, Shelley)

File 244-94-003

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to continue consideration to April 11, 1994.

Motion to continue adopted by the following vote:



Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Hetch Hetchy]

Ordinance appropriating \$160,864, Hetch Hetchy operating fund to create a Water Quality Laboratory at Hetch Hetchy for fiscal year 1993-94 (includes salaries and mandatory fringe benefits, for the creation of two (2) positions, materials and supplies, equipment, and capital improvement project). (Controller)

File 101-93-86, Ordinance No. 149-94

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Hetch Hetchy, reflecting the creation of two (2) positions (Classifications 2471 Water Quality Chemist and 5247 Associate Sanitary Engineer); companion measure to File 101-93-86. (Department of Human Resources)

File 102-93-26, Ordinance No. 150-94

Finally passed.

[Appropriation, Water Department]

Ordinance appropriating \$1,433,358, Water Department, for Water Quality Monitoring and Improvement Projects at the Water Department (includes salaries and mandatory fringe benefits - for the creation of seven (7) positions, non-personal services, equipment purchase and capital improvement project); and rescinding \$1,433,358 from other non-personal services (environmental mitigation) for fiscal year 1993-94. (Controller)

File 101-93-87, Ordinance No. 151-94

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Water Department, reflecting the creation of seven positions (Classifications 7334 Stationary Engineer (4), 2462 Microbiologist (1), 2471 Water Quality Chemist (1), and 5224 Associate Water Purification Engineer (1); companion measure to File 101-93-87. (Department of Human Resource)

File 102-93-27, Ordinance No. 152-94

Finally passed.

[Appropriation, Adult Probation Department]

Ordinance appropriating \$15,646, Adult Probation, Jail Overcrowding Fine Revenue, for permanent salaries and mandatory fringe benefits to continue the Probation Officers Working to End Recidivism (POWER) Program to minimize jail overcrowding in fiscal year 1993-94. (Supervisor Alioto)

File 101-93-97, Ordinance No. 153-94

Finally passed.

[Appropriation, Department of Parking and Traffic]

Ordinance appropriating retroactively, \$245,000, Department of Parking and Traffic, Off-Street Parking Fund Revenues, for facilities maintenance (St. Mary's Square Garage). (Supervisor Alioto)

File 101-93-98, Ordinance No. 154-94

Finally passed.

[Appropriation, Public Defender]

Ordinance appropriating and rescinding \$97,400, Public Defender, to transfer funds from salaries to telephone, materials and supplies and lease purchase of computer equipment for fiscal year 1993-94. (Supervisor Alioto)

File 101-93-101, Ordinance No. 155-94

Finally passed.

[Equipment Lease Supplement No. 3, Lease Revenue Bonds]

Ordinance providing for the approval and execution and delivery by Officers of the City and County of San Francisco of an Equipment Lease Supplement No. 3 between the City and County of San Francisco Finance Corporation, as Lessor, and the City and County of San Francisco, as Lessee, with respect to equipment to be used for City purposes and the related certificate of approval; providing for reimbursement to the City of certain City expenditures prior to the issuance of lease revenue bonds and approving the issuance of lease revenue bonds by said nonprofit corporation; and providing that said bond shall be subject to the certification of the Controller of the City and County of San Francisco prior to the sale of said bonds; providing for the execution of related documents in connection with the equipment lease; and ratifying previous actions taken in connection with the equipment lease. (Supervisors Alioto, Hsieh)

File 170-94-3, Ordinance No. 157-94

Finally passed.

Passed for Second Reading

[Appropriation, Asian Art Museum, 13 Positions]

Ordinance appropriating and rescinding \$544,169, Asian Art Museum, to transfer funds from non-personal services to salaries and mandatory fringe benefits for the reinstatement of thirteen (13) positions for fiscal year 1993-94; providing for ratification of action previously taken. (Controller)

File 101-93-102, Ordinance No.

Passed for second reading.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Asian Art Museum, reflecting the addition of thirteen positions; companion measure to File 101-93-102. (Civil Service Commission)

File 102-93-8, Ordinance No.

Passed for second reading.

[Appropriation, Fine Arts Museums, 46 Positions]

Ordinance appropriating and rescinding \$1,764,786, Fine Arts Museums, to transfer funds from temporary salaries, professional and other non-personal services and services of other departments to permanent salaries-miscellaneous and mandatory fringe benefits to reinstate forty-five (45) positions for fiscal year 1993-94; providing for ratification of action previously taken. (Controller)

File 101-93-103, Ordinance No.

Passed for second reading.

[Fine Arts Museums, 46 Positions]

Ordinance amending Annual Salary Ordinance, 1993-94, Fine Arts Museums, reflecting the addition of forty-six positions; companion measure to File 101-93-103. (Department of Human Resources)

File 102-93-28, Ordinance No.

Passed for second reading.

[Reward Payment Authorization]

Ordinance authorizing payment of reward to Doe One. (Supervisors Alioto, Bierman)

File 155-94-1, Ordinance No.

(Fiscal Impact.)

Passed for second reading.

Recommendations of Housing and Land Use Committee

Finally Passed

[Regulating the Width of Sidewalks]

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1515 changing the official width of sidewalk on the easterly side of Spear Street between Mission and Market Streets as shown on the Department of Public Works Map Numbered Q-20-417 and making findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 34-94-1, Ordinance No. 148-94

Finally passed.

[Traffic and Temporary Parking Restrictions]

Ordinance amending Traffic Code to permit traffic diversion and temporary parking prohibitions or restrictions in case of film or video production activities. (Supervisor Alioto)

File 124-94-1, Ordinance No. 156-94

(Amends Section 33.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Budget Committee

Finally Passed

[Appropriation, Sheriff Department]

Ordinance appropriating \$576,518, Sheriff Department, Jail Overcrowding Fine Revenue to expand the Residential Care Program to minimize jail overcrowding for fiscal year 1993-94 (includes other non-personal services). (Controller)

File 101-93-96, Ordinance No. 158-94

Supervisor Kennedy, seconded by Supervisor Bierman, moved to amend by restoring the \$84,040 that was removed by the Budget Committee in order to extend funding for the residential programs at Third Baptist and Thurgood Marshall Center through May.

After a period of discussion, there being no objection, Supervisor Kennedy withdrew the motion to amend.

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisors Kaufman, Kennedy - 2.

From the Clerk

Tabled

[Salary Standardization Ordinance 1994-95]

Motion extending to and including April 11, 1994, the date for passage for second reading, and extending to and including April 18, 1994, the date for final passage of the Salary Standardization Ordinance for persons employed by the City and County, the Community College District and the Unified School District whose compensations are subject to provisions of Sections 8.400, 8.401 and 8.407 of the City Charter.

File 106-94-1.2

(Placed on the agenda in accordance with Charter Section 3.100-2 on advice of the City Attorney.)

Supervisor Kennedy, seconded by Supervisor Maher, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Shelley - 7.

Noes: Supervisors Conroy, Kaufman, Leal, Migden - 4.

From Government Efficiency and Labor Committee  
"Without Recommendation"

Passed for Second Reading as Amended

[Salary Standardization Ordinance 1994-95]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the city and county of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.400, Section 8.401 and Section 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1994. (Department of Human Resources)

File 106-94-1, Ordinance No.

(March 21, 1994 - Consideration continued to April 4, 1994.)

Supervisor Hallinan, seconded by Supervisor Kennedy, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Shelley - 7.

Noes: Supervisors Conroy, Kaufman, Leal, Migden - 4.

The President resumed the Chair.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Jayvon Banks, Black youth proposal, "Before Its Too Late".

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Commend, State Senator Milton Marks]  
Resolution commending and honoring State Senator Milton Marks on the anniversary of his 35 years in public office. (Supervisor Alioto)

File 006-94-017, Resolution No. 291-94

(March 28, 1994 - Introduced in Board for consideration on April 4, 1994.)

Adopted.

[Commend, Cancer Support Community]  
Resolution commending the Cancer Support Community for its work with people with cancer and declaring May 6, 1994 "Cancer Support Community Day" in San Francisco. (Supervisors Hallinan, Leal, Kaufman, Alioto)

File 006-94-018, Resolution No. 292-94

(March 28, 1994 - Introduced in Board for consideration on April 4, 1994.)

Adopted.

[Smoking in the Workplace Ban]  
Resolution supporting proposed changes in Federal occupational health and safety laws to ban smoking in the workplace. (Supervisor Alioto)

File 013-94-007, Resolution No. 293-94

(March 28, 1994 - Introduced in Board for consideration on April 4, 1994.)

Adopted.

[Community Review Process, AIDS Office]  
Resolution urging the Director of the Department of Public Health AIDS Office to examine the possible development of a community review progress for future reports and surveys generated by the AIDS Office. (Supervisor Alioto)

File 108-94-002, Resolution No. 298-94

(March 28, 1994 - Introduced in Board for consideration on April 4, 1994.)

Adopted.

[Luis Donaldo Colosio]  
Resolution condemning the assassination of Luis Donaldo Colosio. (Supervisors Leal, Alioto, Bierman)

File 234-94-001, Resolution No. 297-94

(March 28, 1994 - Introduced in Board for consideration on April 4, 1994.)

Adopted.

[Ballot Argument Amendment, Proposition C]  
Motion authorizing amendment to proponent's ballot argument in favor of Proposition C, a charter amendment concerning lease financing of the acquisition of equipment, by clarifying that Proposition C would increase the limit on the City's non-profit leasing corporation's debt to \$40 million dollars, plus 5 percent per year. (Supervisor Shelley)

File 320-93-002.01

(March 28, 1994 - Introduced in Board for consideration on April 4, 1994.)

Adopted.

[Condominium Project]

Motion approving final map of 1568-1572 Union Street, a condominium project, being a resubdivision of Lot 15 in Assessor's Block 527, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-6

(March 28, 1994 - Introduced in Board for consideration on April 4, 1994.)

Adopted.

[Hawk Hill]

Motion directing the Board of Supervisors to hold a public hearing on April 25, 1994 at 3:00 p.m. to consider adopting a resolution of necessity in connection with a proposal to acquire by eminent domain Lot 27 in Assessor's Block 2336 in San Francisco for the Open Space program (Hawk Hill). (Supervisor Maher)

File 219-94-001

(March 28, 1994 - Introduced in Board for consideration on April 4, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-14, Resolution No. 272-94

Angela Alioto, President, Board of Supervisors, August 2 - 28; Willie B. Kennedy, member, Board of Supervisors, April 14 - 17; Patrick A. Murphy, President, Airports Commission, March 28, 1994.

Adopted.

[State Legislation]

Resolution declaring the City and County of San Francisco's support for and urging the adoption of AB 2742, AB 3330 and AB 2698 relating to the issuance of liquor licenses. (Supervisor Kennedy)

File 12-94-15, Resolution No. 248-94

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Hsieh, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Bierman, Conroy, Hallinan, Maher, Shelley - 5.

OFF-CALENDAR LEGISLATION

Monday, April 4, 1994

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Interest Rates on Security Deposits]

Substitute ordinance amending Administrative Code by amending Section 49.2 to change the amount of annual interest earned on security deposits from a simple 5 percent to the rate earned by regular passbook accounts paid by the Bank of America in effect at the time said interest is payable. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 097-93-052.

[Appropriation, Civil Service, Police Exams]

Resolution urging the Mayor to immediately prepare and submit a supplemental appropriation to allow civil service to promptly develop a new civil service exam for police officers. Supervisor Maher presented. Referred to Budget Committee.

File 101-93-108.

Referred to Board

[Proclaim, Child Passenger Safety Week]

Resolution proclaiming the week April 24 to April 30, 1994 as Child Passenger Safety Week. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 11, 1994.

File 004-94-008.

[Proclaim, Correctional Week/Day]

Resolution proclaiming the third week of May as Correctional Week and May 18, 1994 as California Probation, Parole and Correctional Association Day. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 11, 1994.

File 004-94-009.

[American Planners Association]

Resolution welcoming the American Planners Association and its professional institute, the American Institute of Certified Planners, to its 1994 National Planning Conference April 16-20; and commending that organization for its efforts to advance the art and science of urban and regional planning. Supervisors Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 11, 1994.

File 006-94-020.

[Crime and Violence]

Resolution urging the Mayor to urge Congress to enact legislation immediately to deal with the critical problem of violent crime, crime prevention and suppression in our cities and calling upon the citizens of San Francisco to assist in these efforts. Supervisor Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar April 11, 1994.

File 013-94-003.02.

[Comprehensive AIDS Relief Expansion Act]

Resolution urging the United States Congress to support the expedited reauthorization of the Ryan White Comprehensive AIDS Relief Expansion (CARE) Act. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 11, 1994.

File 013-94-009.

[AIDS Funding]

Resolution urging increased funding for AIDS prevention, research, care and housing. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 11, 1994.

File 013-94-010.

Referred to Committee

[Cable Television Access Development Fund]

Resolution regarding cable franchise fee allocations (cable television access development and programming fund). Supervisor Migden presented. Referred to Budget Committee.

File 032-94-001.

[Grant Fund, Reduce Air Pollution, Motor Vehicles]

Resolution authorizing the Chief Administrative Officer to apply for \$2,282,838 from the Transportation Fund for Clean Air in the Bay Area for programs and projects to reduce air pollution from motor vehicles; waiving indirect costs. Supervisor Migden presented. Referred to Government Efficiency/Labor Committee with request it be considered at the April 19, 1994 meeting.

File 133-94-001.

[Redevelopment Agency Budget]

Resolution requiring that proposed annual budgets of the San Francisco Redevelopment Agency be in the same format as those of the administrative departments of the City and County and establishing the policy that Agency budget line item transfers shall be limited to 10 percent unless approved by the Board of Supervisors, that the Agency provide to the Board quarterly reports of the Agency's fiscal condition and performance, and that periodic public hearings be held by the Board to consider the status of all Agency programs. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee with request it be considered at the April 5, 1994 meeting.

File 161-94-001.

Requests for Hearings:

[Municipal Railway Fare Schedule, Regional Transit]

Hearing to consider proposal to amend the Municipal Railway fare schedule to include a one-time regional transit pass to be used on Muni and other Bay Area transit systems during the summer of 1994, in conjunction with the World Cup Soccer tournament games. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the April 20, 1994 meeting.

File 007-94-006.

[Zero Base Budget Analysis, Status of]

Hearing to consider the status of the "zero base" budget analysis by the Board's Budget Analyst. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered on April 13, 1994.

File 100-94-007.

[Construction and Trucking Contracts]

Hearing to consider the way construction and trucking contracts are allocated. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee with request it be considered at the May 10, 1994 meeting.

File 236-94-001.

[Warriors, Arena]

Report from the Mayor's Office on the status of negotiations with the Warriors about coming to San Francisco and any related or independent plans for an arena. Supervisor Migden presented. Scheduled for Board Meeting of April 11, 1994, by direction of the President.

File 238-94-001.

Motions:

Referred to Board

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 11, 1994.

File 030-94-001.07.

Referred to Committee

[Public Access Fund]



Motion directing the Clerk of the Board of Supervisors to request a supplemental appropriation to make the balance of funds available in the 1992-93 and 1993-94 Viacom Franchise Public Access Fund for use by the three public access cable television channels. Supervisor Migden presented. Referred to Budget Committee.

File 069-94-003.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-105. [Appropriation, Public Library] Ordinance appropriating \$5,795,171. Public Library, from 1988 Public Library Improvement Bond interest earnings to capital improvement projects (construction contingency for New Main Library, Chinatown and Mission Branch renovations and Mission Branch relocation) for fiscal year 1993-94. RO #93263 (Controller, Leal) Referred to Budget Committee.

In connection with the above item, Supervisor Leal requested to be added as sponsor

File 101-93-107. [Appropriation, Mental Health Substance Abuse] Ordinance appropriating \$142,847, Department of Public Health, Division of Mental Health Substance Abuse and Forensic Services of jail overcrowding fine revenue to medical services contracts, to provide case management services for mentally ill inmates (minimize jail overcrowding) for fiscal year 1993-94. RO #93268 (Controller) Referred to Budget Committee.

File 045-94-019. [Settlement of Litigation, Helen Armstrong] Ordinance authorizing settlement of litigation of Helen Armstrong against the City and County of San Francisco by payment of \$20,000. (Superior Court No. 950-504) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 065-94-008. [Lease Amendment, Shell Oil Company, Kern County] Ordinance authorizing execution of amendment to oil and gas lease (Shell Oil Company) for 800 acres in Kern County. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

Resolutions Referred to Committee

File 023-94-002. [Waive Statute of Limitations, \$16,422.25] Resolution waiving the statute of limitations with respect to payment of certain warrants of the City and County of San Francisco, the sum of \$16,422.25 a legal obligation of the City and County of San Francisco. (John B. Sullivan \$89.25, and Lone Pine Koala Sanctuary \$16,333.) (Controller) Referred to Budget Committee.

File 025-94-006. [Contract Out Janitorial Services] Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Office of the Controller at 160 South Van Ness Avenue by private contractor for lower cost than similar work services performed by City and County employees. (Controller) Referred to Government Efficiency/Labor Committee.

File 025-94-007. [Contract Out Body Removal Services] Resolution concurring with the Controller's certification that body removal services for the Coroner's Office can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Chief Medical Examiner-Coroner) Referred to Government Efficiency/Labor Committee.

File 040-94-006. [Residential Parking Area "N", North Inner Richmond] Resolution extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 047-94-006. [DPW Parking License at Brady Street] Resolution authorizing license to use parking spaces at Brady Street parking facility for the Department of Public Works. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 093-94-008. [MOU, Roofers Local 40] Resolution ratifying Memorandum of Understanding with United Union of Roofers, Waterproofers and Allied Workers, Local 40. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 093-94-009. [MOU, Municipal Executives Association-Police Dept.] Resolution ratifying Memorandum of Understanding with Municipal Executives Association for Police Department Management. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 093-94-010. [MOU, Municipal Executives Association-Fire Dept.] Resolution ratifying Memorandum of Understanding with Municipal Executives Association for Fire Department Management. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 093-94-011. [MOU, Fine Arts Museums/SEIU Local 790] Resolution ratifying amendment to Memorandum of Understanding with SEIU Local 790. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 134-94-001. [National Historic Preservation Grants] Resolution authorizing the Department of City Planning to apply for, accept and expend funds of up to \$25,000, from the National Historic Preservation Fund Grant-in-Aid Subgrant Program administered by the State Office of Historic Preservation (hereafter S.O.H.P.) and known as the Certified Local Government (hereafter C.L.G.) Program, foregoing reimbursement of indirect costs. (Department of City Planning) Referred to Government Efficiency/Labor Committee.

File 152-94-001. [FY 94/95 Standards and Training, Local Corrections] Resolution authorizing the Sheriff's Department, Adult Probation Department, and Juvenile Probation Department of the City and County of San Francisco to apply for, accept and expend \$297,120.00 in funds from the State of California Board of Corrections for the standards and training of local corrections and probation officers programs; stipulating adherence to standards for recruitment and training established by the Board of Corrections, waiving any indirect costs. (Sheriff) Referred to Government Efficiency/Labor Committee.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hallinan, that City Attorney review, prepare and approve as to form proposed draft ordinance amending Police Code to allow card games in San Francisco.

By Supervisor Maher, that City Attorney prepare charter amendment to establish the Commission on the Status of Women as a chartered commission where appointed members serve a term and can only be removed for cause.

By Supervisor Maher, that City Attorney prepare ordinance establishing authority and procedures for the granting of press passes.

By Supervisor Migden, that City Attorney prepare charter amendment amending Section 3.552 to give the Board of Supervisors power to ban alcohol sales at individual facilities under the control of the Recreation and Park Commission.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Richard Scott (Supervisors Alioto, Bierman, Conroy)  
Kenyon Norbert (Supervisor Kennedy)  
James Huey (Supervisor Kennedy)  
Ethel Branch Broadnax (Supervisor Kennedy)  
Priscilla Brown (Supervisor Kennedy)  
Linda Atkins (Supervisor Kennedy)  
Carl Hardinman (Supervisor Kennedy)

File 2-94-14

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 10:55 a.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 18, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors

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Monday, April 11, 1994

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# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 11, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:08 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Noted absent at first roll call:

Supervisors Maher, Shelley - 2.

Quorum present.

Supervisor Maher was noted present at 2:09 p.m.

Supervisor Shelley was noted present at 2:10 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Leal, moved that the Journal of Proceedings for Monday, March 28, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Asian Art Museum, 13 Positions]

Ordinance appropriating and rescinding \$544,169, Asian Art Museum, to transfer funds from non-personal services to salaries and mandatory fringe benefits for the reinstatement of thirteen (13) positions for fiscal year 1993-94; providing for ratification of action previously taken. (Controller)

File 101-93-102, Ordinance No. 159-94

Finally passed.

[Public Employment]

Ordinance amending Annual Salary Ordinance, 1993-94, Asian Art Museum, reflecting the addition of thirteen positions; companion measure to File 101-93-102. (Civil Service Commission)

File 102-93-8, Ordinance No. 160-94

Finally passed.

[Appropriation, Fine Arts Museum, 46 Positions]

Ordinance appropriating and rescinding \$1,764,786, Fine Arts Museum, to transfer funds from temporary salaries, professional and other non-personal services and services of other departments to permanent salaries-miscellaneous and mandatory fringe benefits to reinstate forty-five (45) positions for fiscal year 1993-94; providing for ratification of action previously taken. (Controller)

File 101-93-103, Ordinance No. 161-94

Finally passed.

[Fine Arts Museums, 46 Positions]

Ordinance amending Annual Salary Ordinance, 1993-94, Fine Arts Museums, reflecting the addition of forty-six positions; companion measure to File 101-93-103. (Department of Human Resources)

File 102-93-28, Ordinance No. 162-94

Finally passed.

[Reward Payment Authorization]

Ordinance authorizing payment of reward to Doe One. (Supervisors Alioto, Bierman)

File 155-94-1, Ordinance No. 163-94

(Fiscal Impact.)

Finally passed.

Adopted

[Sale of Tax-Defaulted Property]

Resolution authorizing the sale of certain tax-defaulted property located at 2710A Harrison Street, Assessor's Parcel No. 24 3640 003, to the Mission Housing Development Corporation; and providing for the execution of documents in connection therewith; and ratifying previous actions taken in connection therewith. (Supervisors Alioto, Bierman, Hsieh)

File 166-93-5, Resolution No. 324-94

Adopted.

[Class Q60 and Q80, Police Department]

Resolution approving immediate filling of vacated positions of six Q60 Lieutenants and one Q80 Captain of Police, Police Department. (Supervisor Alioto)

File 31-94-1, Resolution No. 310-94

Adopted.

[Indemnification, Grateful Dead Productions, Inc.]

Resolution authorizing the Director of Public Health to enter into an agreement indemnifying Grateful Dead Productions, Inc., for the use of its logo in connection with a free condom distribution program. (Supervisor Alioto)

File 172-94-13, Resolution No. 328-94

Adopted.

Recommendations of Government Efficiency and Labor Committee

Adopted

[FY 1993-94 Mental Health Performance Contract]

Resolution approving retroactively the San Francisco Performance Contract for Mental Health Services in fiscal year 1993-94. (Department of Public Health)

File 172-94-11, Resolution No. 326-94

Adopted.

[Duckwell Mountain Radio Site Permit]

Resolution authorizing General Manager of Hetch Hetchy to enter into a special use permit issued by the U.S. Department of Agriculture (U.S. Forest Service) for site management of Duckwell Mountain Radio site located in the Stanislaus National Forest. (Hetch Hetchy Water and Power)

File 172-94-12, Resolution No. 327-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### REGULAR CALENDAR

#### UNFINISHED BUSINESS

#### Consideration of Mayor's Disapproval

Tabled

[HR 3433, Public Benefit Corporation, Presidio]

Resolution endorsing HR 3433, the proposal to create a Public Benefit Corporation to manage the Presidio. (Supervisors Shelley, Bierman, Kennedy, Leal, Migden)

File 244-92-003.01, Resolution No.

(March 21, 1994 - Adopted by Board.

April 1, 1994 - Returned disapproved by Mayor.

April 4, 1994 - Consideration continued to April 11, 1994.)

Supervisor Shelley, seconded by Supervisor Maher, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Opposing HR 4308 (Duncan)]

Resolution opposing legislation by Congressman Duncan and others in Congress proposing that significant portions of the Presidio be sold to the highest bidder or leased for unspecified purposes. (Supervisors Shelley, Bierman, Kennedy, Alioto, Leal, Migden)

File 244-92-003.02, Resolution No.

(March 21, 1994 - Adopted by Board.

April 1, 1994 - Returned disapproved by Mayor.

April 4, 1994 - Consideration continued to April 11, 1994.)

Supervisor Shelley, seconded by Supervisor Maher, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Presidio, National Park Service Contract]

Resolution supporting the use and sale of local, public electrical power and urging the Mayor to direct the General Manager of the Public Utilities Commission to aggressively bid for the National Park Service Contract for the generation of electricity at the Presidio. (Supervisors Alioto, Shelley)

File 244-94-003, Resolution No.

(March 21, 1994 - Adopted by Board.

April 1, 1994 - Returned disapproved by Mayor.

April 4, 1994 - Consideration continued to April 11, 1994.)

Supervisor Maher, seconded by Supervisor Kaufman, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

From Government Efficiency and Labor Committee  
"Without Recommendation"

(See Journal of Proceedings of April 25, 1994  
for disapproval by Mayor.)

Finally Passed

[Salary Standardization Ordinance 1994-95]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the city and county of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Section 8.400, Section 8.401 and Section 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1994. (Department of Human Resources)

File 106-94-1, Ordinance No.

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Shelley - 7.

Absent: Supervisors Conroy, Kaufman, Leal, Migden - 4.

Called from Budget Committee by Supervisor Hsieh

Adopted as Amended

[Management Audit, Tax Collector]

((Motion directing the Budget Analyst to conduct a comprehensive management audit of the Tax Collector's Office.)) (Supervisors Hsieh, Conroy)

Motion directing the Budget Analyst to review tax collection operations.

File 165-94-4

(March 28, 1994 - Consideration continued to April 11, 1994.)

Supervisor Hsieh, seconded by Supervisor Kennedy, moved an amendment of whole entitled, "Motion directing the Budget Analyst to review tax collection operations."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to further amend to add, "That the project shall begin no later than September 1994".

Motion to further amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Migden - 8.

Noes: Supervisor Leal - 1.

Absent: Supervisors Maher, Shelley - 2.



Recommendation of Housing and Land Use Committee

Consideration Continued

[Stop Intersection, Washington and Jones Streets]  
Resolution designating Washington and Jones Streets, southwest corner, stopping eastbound Washington Street traffic, as "Stop" intersection, and requiring a report from the Municipal Railway regarding the impact of installing the stop sign approved by this resolution. (Supervisor Alioto)

File 18-94-3, Resolution No.

(March 28, 1994 - Consideration continued to April 11, 1994.)

Supervisor Kennedy, seconded by Supervisor Migden, moved to continue consideration to April 18, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Citywide Radio System]  
Ordinance appropriating \$246,050, Department of Electricity and Telecommunications for permanent salaries, mandatory fringe benefits, overhead, non-personal services, materials and supplies and services of other departments for the creation of five (5) positions for the development of the Citywide Radio System, appropriating \$145,539 to the capital reserve and rescinding various capital improvement projects at the Department of Public Works; placing \$40,000 on reserve and providing for ratification of action previously taken. (Supervisor Hsieh)

File 101-93-104, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Public Employment, Adding Five Positions]  
Ordinance amending the Annual Salary Ordinance No. 242-93, reflecting the addition of five (5) positions in the Department of Electricity and Telecommunications; companion measure to File 101-93-104. (Supervisor Hsieh)

File 102-93-30, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Moscone 1994 Project Lease, Redevelopment Agency]  
Ordinance approving and authorizing the execution and delivery of the form of the 1994 Project Lease between the City and the Redevelopment Agency relating to a certain portion of the George R. Moscone Convention Center; authorizing the Mayor to make any necessary or advisable changes to the 1994 Project Lease; approving the issuance of the Redevelopment Agency Lease Revenue Bonds, Series 1994 (George R. Moscone Convention Center); authorizing city officials to take any necessary or advisable actions in connection with the execution of the Project Lease, the authorization, issuance, sale and delivery of the bonds and certain related matters; and ratifying actions previously taken. (Supervisors Bierman, Alioto, Hsieh, Migden)

File 170-94-4, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[Fire Alarm System Connection Charges]

Ordinance directing the General Manager of the Department of Electricity to establish a new application procedure for the issuance of permits for connecting auxiliary fire alarm system to the Municipal Fire Alarm System; directing the General Manager to review all submitted applications for connection to the Municipal Fire Alarm System; directing the General Manager to prepare a new form of permit for connecting to the Municipal Fire Alarm System; directing the General Manager to execute and issue permits; directing the General Manager to charge an annual sliding scale charge (\$135-\$225 per year) based upon the number of fire sensing devices in the building, as such charge is allowed under Section 3.510 of the Charter; increasing the current monthly charge ranging from \$2.25 to \$3.75 for each connection authorized in Ordinance Nos. 525-88, 408-91, 254-71, 2137-1889 and 510-60 to an annual sliding scale charge (\$135-\$225 per year) based upon the number of fire sensing devices in the building; authorizing the General Manager to waive charge for Reichel Systems; authorizing the General Manager to take such action necessary or advisable; revoking existing permits contained in Ordinance Nos. 525-88, 408-91, 254-71, 2137-1889 and 510-60 effective 120 days from the passage of this ordinance; and directing the General Manager to notify existing permittee of revocation. (Department of Electricity and Telecommunications)

File 229-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[DPW - Jackson Street Sewer Replacement]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Jackson Street between Grant Avenue and Stockton Street. (Department of Public Works)

File 28-94-8, Resolution No. 308-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[DPW - Folsom Street Sewer Replacement]

Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewer in Folsom Street between Sixth Street and Fifth Street. (Department of Public Works)

File 28-94-10, Resolution No. 309-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Port Revenue Refunding Bonds]

Resolution approving the issuance of not to exceed \$60,000,000 principal amount of Port Commission of the City and County of San Francisco Revenue Refunding Bonds and compliance with the provisions of the related indenture; establishing a maximum interest rate therefor; approving an amendment to a Joint Exercise of Powers Agreement with the Redevelopment Agency of the City and County of San Francisco; approving the obtaining of an opinion as to the validity of the Refunding Bonds; authorizing the Treasurer of the City and County of San Francisco to perform certain actions with respect to the issuance and sale of the Refunding Bonds; authorizing the officers of the City and County of San Francisco to take actions necessary or advisable to consummate the issuance of the Refunding Bonds and

the application of the proceeds thereof; and ratifying actions previously taken with respect to the Refunding Bonds. (Port Commission)

File 170-94-5, Resolution No. 325-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Rereferred to Committee

[Joint Powers Agreement - Peninsula Corridor]

Resolution authorizing execution of an amendment to Joint Powers agreement between the City and County, the San Mateo County Transit District and the Santa Clara County Transit District to replace an appointment of the City's Public Utilities Commission as a representative of the City on the Joint Powers Board with an appointment of the Airports Commission. (Supervisor Hsieh)

File 172-94-2, Resolution No.

Supervisor Hallinan, seconded by Supervisor Hsieh, moved to rerefer to the Budget Committee with direction to report back to Board by July 18, 1994.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Government Efficiency and Labor Committee

Adopted

[Reimbursement to Employees]

Resolution authorizing reimbursement of 15 claims in the aggregate amount of \$1,722.12 for cost of personal property of City and County employees damaged/stolen in the line of duty. (Budget Committee)

File 51-93-4, Resolution No. 313-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Federal Section 9]

Resolution authorizing Public Utilities Commission to apply for, accept, and expend \$6,811,342 in Federal Section 9 Operating Assistance, \$15,949,793 of Federal Section 9 Capital Assistance, and \$3,987,448 from various local match sources such as from State Transit Capital Improvement funds, State Urban Rail Bond funds, State Clean Air and Transportation Improvement Act Bond funds, Regional Local Match funds such as State Transit Assistance funds, Transportation Development Act funds, Bridge Toll Net Revenues, Regional Measure One funds, Gas Tax revenues, Transit Impact Development fees, San Francisco Municipal Railway Improvement Corporation funds, and/or Catellus Corporation funds for three Municipal Railway projects and operating assistance funds; placing \$2,165,366 on reserve; providing for ratification of action previously taken. (Public Utilities Commission)

File 94-93-3, Resolution No. 319-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Grant - State Funds]

Resolution authorizing Executive Director of the Department of Parking and Traffic to accept and expend a grant of \$285,000 of California Clean Air and Transportation Improvement Act of 1990 (State Proposition 116) Funds; placing \$269,600 on reserve. (Department of Parking and Traffic)

File 192-93-2.1, Resolution No. 329-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kautman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Contract Out, Convention Facilities Management]

Resolution concurring with Controller's certification that convention facilities management and maintenance service can be practically performed at Brooks Hall, Civic Auditorium and Moscone Center by private contractor for lower cost than similar work services performed by City and County employees. (Chief Administrative Officer)

File 25-94-3, Resolution No. 307-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Lease of Property at 30 Van Ness Avenue]

Resolution authorizing lease of real property at 30 Van Ness Avenue for the Department of Public Works. (Real Estate Department)

File 64-94-2, Resolution No. 314-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[1994-95 State Grant for 5 Muni Railway Projects]

Resolution authorizing Public Utilities Commission to apply for, accept and expend \$3,429,020 from 1994-95 State Transit Capital Improvement funds and an equal amount of local matching funds to provide financing for five Municipal Railway projects; placing \$1,225,292 on reserve. (Public Utilities Commission)

File 94-94-1, Resolution No. 318-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant, Automobile Insurance Fraud]

Resolution authorizing District Attorney to retroactively apply for, accept and expend funds in the amount of \$219,510 made available through the California Department of Insurance for a project entitled "The Investigation and Prosecution of Automobile Insurance Fraud" for the period of July 1, 1993 through June 30, 1994. (District Attorney)

File 138-94-3, Resolution No. 320-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant, Workers' Compensation Fraud]

Resolution authorizing District Attorney to retroactively apply for, accept and expend funds in the amount of \$318,507 made available through the California Department of Insurance for a project entitled

"The Investigation and Prosecution of Workers' Compensation Fraud" for the period of July 1, 1993 through June 30, 1994. (District Attorney)

File 138-94-4, Resolution No. 321-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant - Federal Funds]

Resolution authorizing Executive Director of the Port to retroactively apply for \$1 million from the Federal Highway Administration through the California Transportation Commission for construction of the Ferry Building Central Concourse restoration and foregoing reimbursement of indirect costs to the Port. (Port Commission)

File 144-94-1, Resolution No. 322-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Private Industry Council]

Resolution urging the Mayor to urge Congress to amend 29 U.S.C. 1512 to add homeless advocacy and veterans organizations to those that may serve on the Private Industry Council, and further urging the Mayor to appoint two additional members from such organizations to the Private Industry Council, San Francisco, with recommendations to be received from the Coalition on Homelessness, once Federal law has been amended to permit such appointments. (Supervisors Hallinan, Alioto)

File 156-94-1, Resolution No. 323-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

Appointment of President Pro Tempore

At the request of the President, Supervisor Maher assumed the Chair.

[Redevelopment Agency Budget Process]

Resolution requiring that proposed annual budgets of the Redevelopment Agency be in the same format as those of the administrative departments of the City and County; and establishing the policy that agency budget line item transfers shall be limited to 10% unless approved by the Board of Supervisors, that the agency provide to the Board quarterly reports of the agency's fiscal condition and performance, and of all temporary personnel assignments that have been extended or may be extended, beyond six months, and that periodic public hearings be held by the Board to consider the status of all agency programs. (Supervisor Hallinan)

File 161-94-1, Resolution No. 330-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The President resumed the Chair.

[Destruction of Records, Sheriff Department]

Resolution authorizing the Sheriff to destroy any record of the background investigation of a Deputy Sheriff of the City and County, pursuant to Sections 26202 and 26205.1 of the California Government Code, except for the background summary report, after two years from the date of appointment of such

Deputy Sheriff, and further authorizing the Sheriff to destroy said report after two years or after such deputy sheriff or Deputy Sheriff candidate is no longer employed by the Sheriff's Department or no longer eligible for appointment, whichever period is longer. (Sheriff)

File 231-94-1, Resolution No. 299-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grand Jury Recommendations]

Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1993-94 Civil Grand Jury to the Presiding Judge of the Superior Court pertaining to San Francisco Unified School District surplus real property. (Government Efficiency and Labor Committee)

File 39-94-2

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

From Government Efficiency and Labor Committee Without Recommendation

Consideration Continued

[Official Newspaper-Fiscal Year 94/95]

Resolution designating the San Francisco Examiner to be the official newspaper of the City and County of San Francisco, commencing July 1, 1994, for specified categories of official advertising. (Purchasing Department)

File 112-94-1.1, Resolution No.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to May 2, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Noes: Supervisors Hsieh, Maher - 2.

Recommendations of Rules Committee

Adopted

[Appointments, Adult Day Health Care Planning Council]

Resolution appointing members to the Adult Day Health Care Planning Council, terms expired, for three-year terms ending September 30, 1996. (Rules Committee)

File 92-94-4, Resolution No. 315-94

(Mary Wong, vice John McKay, age group;  
Joan Slaughter, vice Sato Hashizume, age group.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appointment, Ethics Commission]

Resolution appointing member to the Ethics Commission, for term indefinite. (Rules Committee, Supervisors Alioto, Bierman)

File 92-94-8, Resolution No. 316-94

(Virginia C. Gee.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

In connection with the above item, Supervisors Alioto, Bierman requested to be added as co-sponsors.

[Appointment, Handicapped Access Appeals Board]

Resolution appointing member to the Handicapped Access Appeals Board, for unexpired portion of term ending November 1, 1994. (Rules Committee)

File 92-94-14, Resolution No. 317-94

(Yvette Fang, physically handicapped, vice Peter J. Belton, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Appointments, Assessment Appeals Board]

Resolution appointing members to the Assessment Appeals Board. (Rules Committee)

File 92-94-15, Resolution No. 300-94

(Ronald Chun, regular member, for term ending September 5, 1997;

Ben Hom, regular member, for term ending September 5, 1996;

Irma Ramirez-Tom, regular member, for term ending September 5, 1995;

Joanne M. McEachern, alternate member/hearing officer, for term ending September 5, 1997;

Alec Lambie, alternate member/hearing officer, for term ending September 5, 1996;

Fiona Ma, alternate member/hearing officer, vice Ronald Chun, resigned, for term ending September 5, 1996.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

#### Appointment of President Pro Tempore

At the request of the President, Supervisor Shelley assumed the Chair.

#### From the President

Consideration Continued

[Warriors, Arena]

Report from the Mayor's Office on the status of negotiations with the Warriors about coming to San Francisco and any related or independent plans for an arena. (Supervisors Migden, Alioto)

File 238-94-001

Mr. James Lazarus appeared and gave a brief report concerning his contacts with the Warriors and the possible sites for an arena.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Alioto, Conroy, Leal - 3.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

The President resumed the Chair.

SPECIAL ORDER - 3:00 P.M.

Hearing Held; Consideration Continued

[Public Hearing]

Hearing to consider ordinance amending Part III, Municipal Code to exclude businesses selling firearms and ammunition from the small business tax exemption and to establish a new business classification for firearm and ammunition sales, to establish a tax rate for this classification of 3%, as of January 1, 1994, for the total gross receipts received by any business which receives any gross receipts from the sale of firearms and ammunition, and to exclude businesses with gross receipts from the sale of firearms and ammunition from eligibility for the small business exemption. (Supervisors Migden, Bierman)

File 127-94-1

(March 9, 1994 - First public hearing was held.)

(Fiscal Impact.)

(Amends Sections 905-A, 1003, 1004.17, 1004.18 and 1005.3.)

The privilege of the floor was granted to the following persons:

John O'Brien;  
Robert;  
David Golden.

There being no one else present wishing to speak, the President declared the hearing closed.

Supervisor Migden, seconded by Supervisor Maher, moved to continue consideration to April 25, 1995.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Recommendation of Budget Committee

Consideration Continued

[Firearms and Ammunition Business Tax]

Ordinance amending Part III, Municipal Code to exclude businesses selling firearms and ammunition from the small business tax exemption and to establish a new business classification for firearm and ammunition sales, to establish a tax rate for this classification of 3%, as of January 1, 1994, for the total gross receipts received by any business which receives any gross receipts from the sale of firearms and ammunition, and to exclude businesses with gross receipts from the sale of firearms and ammunition from eligibility for the small business exemption. (Supervisors Migden, Bierman)

File 127-94-1, Ordinance No.

(Fiscal Impact.)

(Amends Sections 905-A, 1003, 1004.17, 1004.18 and 1005.3.)

Supervisor Migden, seconded by Supervisor Maher, moved to continue consideration to April 25, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

COMMITTEE REPORTS

Recommendations of Government Efficiency and Labor Committee



Passed for Second Reading

[Settlement of litigation of Juan Jose Escobar]  
Ordinance authorizing settlement of litigation of Juan Jose Escobar against San Francisco by payment of \$10,000. (City Attorney)

File 45-94-11, Ordinance No.

(Superior Court No. 943-150)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Dollie White]  
Ordinance authorizing settlement of litigation of Dollie White against San Francisco by payment of \$20,000. (City Attorney)

File 45-94-12, Ordinance No.

(Superior Court No. 914-648)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Chloe Lipton]  
Ordinance authorizing settlement of litigation of Chloe Lipton, et al., against San Francisco by payment of \$10,000. (City Attorney)

File 45-94-13, Ordinance No.

(Superior Court No. 947-828)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Carrie Ross]  
Ordinance authorizing settlement of litigation of Carrie Ross against San Francisco by payment of \$6,250. (City Attorney)

File 45-94-14, Ordinance No.

(Municipal Court No. 086-488)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Betty Joe Campbell]  
Ordinance authorizing settlement of litigation of Betty Joe Campbell against San Francisco by payment of \$250,000. (City Attorney)

File 45-94-15, Ordinance No.

(United States District Court No. C93-0985 MPH)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Margaret Barry]  
Ordinance authorizing settlement of litigation of Margaret Barry against San Francisco by payment of

\$25,000. (City Attorney)

File 45-94-16, Ordinance No.

(Superior Court No. 938-527)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Thomas Strange]

Ordinance authorizing settlement of litigation of Thomas Strange against San Francisco by payment of \$15,000. (City Attorney)

File 45-94-17, Ordinance No.

(Superior Court No. 948-129)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Loretta Whitehead]

Ordinance authorizing settlement of litigation of Loretta Whitehead against San Francisco by payment of \$6,150. (City Attorney)

File 45-94-18, Ordinance No.

(Superior Court No. 943-335)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Roberta Hepburn]

Ordinance authorizing settlement of Roberta Hepburn v. Burns International Security Services, et al., upon receipt of the sum of \$1,000 and release of lien. (City Attorney)

File 46-94-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Settlement of litigation of Andrew O'Mahoney]

Ordinance authorizing settlement of Andrew O'Mahoney, et al., v. John Robert Bradner, et al, upon receipt of the sum of \$35,000; and dismissal of complaint (City Attorney)

File 46-94-6, Ordinance No.

(San Mateo Superior Court No. 364285)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Unlitigated Claim, Emanuel Askew]

Resolution approving the settlement of the unlitigated claim of Emanuel Askew by payment of \$7,305.38. (City Attorney)

File 48-94-3, Resolution No. 311-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Unlitigated Claim, Dr. Eugene Sun]  
Resolution approving the settlement of Dr. Eugene Sun by payment of \$6,833. (City Attorney)

File 48-94-4, Resolution No. 312-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

John P. Thorndike, homeless issues;  
Patricia Vaughney, Redevelopment Agency, Western Addition;  
John Doe, cable car injury claim;  
Marie Harrison, testing for lead poisoning at Geneva Towers;  
Ernie Meriweather, cryptosporidium in drinking water;  
Espanola Jackson, lead at Geneva Towers;  
Peter Mychernokoff, safety week, Presidio;  
Virginia Conway, more telephones on streets in Tenderloin.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Bierman requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Consideration Continued

[Traffic Regulations]  
Resolution rescinding traffic regulation Tow-Away, No Stopping, on Washington Street at Jones Street. (Supervisor Bierman)

File 20-94-5, Resolution No.

(March 28, 1994 - Consideration continued to April 11, 1994.)

Supervisor Bierman, seconded by Supervisor Kaufman, moved to continue consideration to April 18, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden - 6.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher, Shelley - 5.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Proclaim, Child Passenger Safety Week]

Resolution proclaiming the week April 24 to April 30, 1994 as Child Passenger Safety Week. (Supervisor Alioto)

File 004-94-008, Resolution No. 305-94

(April 4, 1994 - Introduced in Board for consideration on April 11, 1994.)

Adopted.

[Proclaim, Correctional Week/Day]

Resolution proclaiming the third week of May as Correctional Week and May 18, 1994 as California Probation, Parole and Correctional Association Day. (Supervisor Alioto)

File 004-94-009, Resolution No. 306-94

(April 4, 1994 - Introduced in Board for consideration on April 11, 1994.)

Adopted.

[American Planners Association]

Resolution welcoming the American Planners Association and its professional institute, the American Institute of Certified Planners, to its 1994 National Planning Conference April 16-20; and commending that organization for its efforts to advance the art and science of urban and regional planning. (Supervisors Bierman, Alioto)

File 006-94-020, Resolution No. 296-94

(April 4, 1994 - Introduced in Board for consideration on April 11, 1994.)

Adopted.

[Crime and Violence]

Resolution urging the Mayor to urge Congress to enact legislation immediately to deal with the critical problem of violent crime, crime prevention and suppression in our cities and calling upon the citizens of San Francisco to assist in these efforts. (Supervisor Kennedy)

File 013-94-003.02, Resolution No. 331-94

(April 4, 1994 - Introduced in Board for consideration on April 11, 1994.)

Adopted.

[Comprehensive AIDS Relief Expansion Act]

Resolution urging the United States Congress to support the expedited reauthorization of the Ryan White Comprehensive AIDS Relief Expansion (CARE) Act. (Supervisor Alioto)

File 013-94-009, Resolution No. 294-94

(April 4, 1994 - Introduced in Board for consideration on April 11, 1994.)

Adopted.

[AIDS Funding]

Resolution urging increased funding for AIDS prevention, research, care and housing. (Supervisor Alioto)

File 013-94-010, Resolution No. 295-94

(April 4, 1994 - Introduced in Board for consideration on April 11, 1994.)

Adopted.

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisor Alioto)

File 030-94-001.07

(April 4, 1994 - Introduced in Board for consideration on April 11, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden - 6.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher, Shelley - 5.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-15, Resolution No. 286-94

Mayor Frank Jordan, April 6 - 10; Willie B. Kennedy, member, Board of Supervisors, April 21 - 23; Lucille Abrahamson, member, Human Rights Commission, April 28 - May 4; Louette Colombano, member, Commission on the Status of Women, June 17 - 27; Ike Felzer, member, Board of Permit Appeals, June 2 - 15; Sandra Hernandez, M.D., Director of Health, March 16 - 23; David Ishida, Executive Director, Commission on the Aging, March 18 - 22; May P. Jaber, member, Human Rights Commission, April 20 - May 7; Leroy King, member, Redevelopment Agency, April 10 - 15; Bill Lee, member, Commission on the Aging, April 13 - 24; M. Toby Levine, member, City Planning Commission, June 24 - July 18; Keith I. Marton, M.D., member, Health Commission, March 25 - 30; Jim Mayo, member, Human Rights Commission, April 6 - 8; Patrick A. Murphy, President, Airports Commission, March 28; Louise Renne, City Attorney, March 18 - 20; Juan Rios, member, Civil Service Commission, March 22 - April 3; Michael S. Strunsky, member, Airports Commission, April 7 - 16; Jan Zivic, member, Library Commission, March 26 - 31, 1994.)

Adopted.

[Community Review Process, AIDS Office]

Resolution urging the Director of the AIDS Office to enhance the possible development of a community review process for future reports and surveys generated by the AIDS Office, and rescinding Resolution File 108-94-2. (Supervisor Alioto)

File 108-94-3, Resolution No. 290-94

Adopted.

[Supporting S.B. 1364]

Resolution supporting California State Senate Bill 1364 that provides that marijuana be deemed a Schedule II controlled substance so that the chronically, incurably and terminally ill may be afforded the beneficial use of the substance. (Supervisors Hallinan, Conroy, Alioto, Bierman)

File 12-94-17, Resolution No. 287-94

Adopted.

In connection with the above item, Supervisors Conroy, Alioto, Bierman requested to be added as co-sponsor.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following two motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

Adopted

[State Legislation, AB 2765, Hate Crimes]

Resolution supporting AB 2765 relating to hate crimes and urging its passage and signature by the Governor and directing San Francisco's Legislative Advocate to communicate the City's support for AB 2765 to the Legislature and the Governor.

File 012-94-019, Resolution No. 288-94

Supervisors Kennedy, Alioto presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

[Federal Legislation, HR 4092, Anti-Crime Package]

Resolution urging the Mayor to urge the San Francisco Congressional representatives to support HR 4092 relating to the anti-crime package and to vote against any amendment that would weaken HR 4092.

File 013-94-011, Resolution No. 289-94

Supervisor Kennedy presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Hsieh, Maher, Shelley - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Called from Committee by Supervisor Conroy

[Small Business/Payroll Tax Exemption]

Ordinance amending Part III of the San Francisco Municipal Code by amending Sections 905-A and 1005.3 to increase the qualifying maximum for the small business exemption for the 1995 tax year, amending Section 903.1 to eliminate payroll expense tax rates for smaller businesses exempted from the payroll tax liability by this ordinance for the 1995 tax year and thereafter, and amending Sections 905-B and 1005.3-1 regarding 1993 and 1994 tax year liability for smaller businesses thereafter exempted from tax liability by this ordinance. (Supervisors Conroy, Alioto, Kaufman, Maher, Kennedy, Shelley, Leal)  
Called from Committee by Supervisor Conroy; scheduled for consideration by the Board on April 18, 1994.

File 127-93-013.03.

Referred to Committee

[General Assistance Terminal Illness Exemption]

Ordinance amending Administrative Code by adding Section 20.56.14 relating to eligibility of individuals who are terminally ill. Supervisors Leal, Alioto, Bierman presented. Referred to Budget Committee.

File 097-94-022.

[Emergency Services, Combined 911 Communication]

Draft ordinance amending Administrative Code by amending Section 7.7 to authorize the Director of Emergency Services to act as manager of the Combined 911 Emergency Communications Center, in the capacity of Director, Mayor's Office of Emergency Services and Public Safety Communications (911). Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 097-94-023.

[Stop Intersections, 17th and Pacheco and Ortega]

Resolution designating Seventeenth Avenue and Pacheco and Seventeenth Avenue and Ortega Street as a four-way Stop intersection. Supervisor Maher presented. Referred to Housing/Land Use Committee with request it be considered at the April 21, 1994 meeting.

File 018-93-008.

Referred to Board

[Domestic Violence, Commission on Status of Women]

Resolution urging the Mayor to fully support the budget of the Commission on the Status of Women to ensure the City's focus on domestic violence issues. Supervisors Conroy, Shelley, Alioto, Leal presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 308-93-002.

[Domestic Violence, Adult Probation Department]

Resolution urging the Mayor to urge the Adult Probation Department to establish a centralized domestic violence unit that includes felonies and misdemeanors and diversion cases to handle domestic violence cases. Supervisors Conroy, Shelley, Alioto, Leal presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 308-93-003.

[Domestic Violence, District Attorney]

Resolution urging the District Attorney to increase prosecution of domestic violence cases, particularly misdemeanor crimes and to establish a special prosecution unit with fully-funded advocacy services on a misdemeanor level. Supervisors Conroy, Shelley, Alioto, Leal presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 308-93-004.

[Domestic Violence, Police Department]

Resolution urging the Mayor to urge the San Francisco Police Department to establish a domestic violence unit within the Police Department and to provide training to all police officers and communication dispatchers regarding the use of emergency protective orders in responding to domestic violence situations and to provide ongoing domestic violence training to all police officers and supervisors through the annual advanced officers training program. Supervisors Conroy, Shelley, Alioto, Leal presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 308-93-005.

[Domestic Violence, State and Federal Funds]

Resolution urging San Francisco's State and Federal Lobbyists to seek and apply for any funding for domestic violence programs. Supervisors Conroy, Shelley, Alioto, Leal presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 308-93-006.

[American Association for Advancement of Science]

Resolution proclaiming Monday, June 20, 1994 as American Association for the Advancement of Science Day in San Francisco. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 004-94-010.

[Commend, Noriega Adult Day Support Center]

Resolution commending the Noriega Adult Day Support Center for its countless contributions to seniors. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 006-94-021.

[Commend, HIV Health Services Planning Council]

Resolution commending the members and staff of the Mayor's HIV Health Services Planning Council and urging his Honor, the Mayor, to designate Monday, April 25, 1994 in honor of the members and staff of the Mayor's HIV Health Services Planning Council. Supervisors Hsieh, Alioto, Leal. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 006-94-022.

[State Legislation, SB 2061, Domestic Partners]

Resolution endorsing SB 2061 relating to domestic partners and urging the Mayor to direct the City's Lobbyist to actively support enactment of SB 2061 and to make the City's support for this equity measure known to the members of the California Legislature and the Governor. Supervisors Kaufman, Alioto, Migden, Leal, Shelley, Bierman, Maher, Hallinan, Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 012-94-018.

Referred to Committee

[HR 3433, Public Benefit Trust, Presidio]

Substitute resolution endorsing HR 3433, the proposal to create a public benefit trust to manage the Presidio and requesting that amendments to the legislation be made that maximize public input into the management of the park. Supervisors Shelley, Bierman, Kennedy, Leal, Migden presented. Referred to Select Committee on Base Closures with request it be considered at the April 14, 1994 meeting.

File 013-94-008.

[Stop Intersection, 35th Avenue and Ortega]

Resolution designating 35th Avenue and Ortega Street as a four-way Stop intersection. Supervisor Maher presented. Referred to Housing/Land Use Committee.

File 018-94-005.

Called from Committee by Supervisor Conroy

[Tax Relief, Small Business]

Resolution urging the Mayor to prepare fiscal year budget 1994-1995 to reflect revenues adjusted for the restoration of the \$2,500



threshold for the payment of the payroll/gross receipts tax. (Supervisors Conroy, Alioto, Kaufman, Maher, Alioto, Kennedy, Shelley) Called from Committee by Supervisor Conroy; scheduled for consideration by the Board on April 18, 1994.

File 100-94-002.

Referred to Board

[Reward]

Resolution urging the Mayor to urge the Police Commission to offer a reward in the amount of \$10,000 for information leading to the arrest and conviction of the murderer of Justin Jones. Supervisors Alioto, Hallinan, Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 155-94-002.

Referred to Committee

[Peninsula Corridor Joint Powers Agreement]

Resolution authorizing execution of an amendment to Joint Powers Agreement between the City and County of San Francisco, the San Mateo County Transit District and the Santa Clara County Transit District to replace an appointment of the City's Public Utilities Commission as a representative of the City on the Joint Powers Board with an appointment of the Airports Commission, and providing for the Mayor to select, and the Airports Commission to approve the appointment, for the amendment to not take effect until the Airports Commission legally acquires the right of way in question and further providing that no sitting commissioner of the Joint Powers Board be removed because of this amendment until their term expires or a resignation occurs. Supervisor Hallinan presented. Referred to Budget Committee.

File 174-94-002.01.

[Candlestick Park, Cigarette Advertising, Sony]

Resolution urging Mayor Frank Jordan and the San Francisco Recreation and Park Commission to remove all cigarette advertising from Candlestick Park. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the April 20, 1994 meeting.

File 065-94-005.01.

[Geneva Towers, Testing for Lead Poisoning]

Resolution supporting the efforts of Geneva Towers residents in determining the level of lead hazards and to obtain safe clean drinking water. Supervisors Alioto, Kennedy presented. Referred to Health/Public Safety/Environment Committee.

File 206-94-001.

Referred to Board

[Presidio, National Park Service Contract]

Resolution supporting the use and sale of local, public electrical power and urging the Mayor to direct the General Manager of the Public Utilities Commission to aggressively bid for the National Park Service Contract for the generation of electricity at the Presidio. Supervisors Alioto, Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar April 18, 1994.

File 244-94-003.01.

Referred to Committee

[Nonprofit Corporation, Hunters Pt. Naval Shipyard]

Draft resolution urging San Francisco Redevelopment Agency to enter into a mutually agreeable contract with a California nonprofit corporation being formed with the endorsement and assistance of the Mayor's Citizen's Advisory Committee for the Hunters Point Naval Shipyard, to perform, on the Redevelopment Agency's behalf, certain interim management functions and other responsibilities with respect to the conversion of the Hunters Point Naval Shipyard; and further urging the Redevelopment Agency to explore other opportunities for such corporation to assist in the City's and the Agency's base conversion efforts as appropriate to the corporation's experience and expertise. Supervisor Shelley presented. Referred to Select Committee on Base Closures.

File 244-94-007.

Referred to Committee

[Ballot Measure, Funding, Senior Escort Division]

Charter amendment (First Draft) amending Section 3.530 and adding Section 3.530-4 to establish the office of senior escort services within the police department and to maintain a staffing level of at least forty-two crime prevention workers in the office. Supervisors Kennedy, Alioto, Hallinan presented. Referred to Rules Committee.

File 239-94-001.

Requests for Hearings:

[Affordable Housing Supportive Services]

Hearing to consider Housing and Urban Development requirement that local governments provide a "continuum of care" for homeless people as a condition of receiving federal funds for housing the homeless and creation of a "Permanently Affordable Housing Supportive Services Fund". Supervisors Bierman, Alioto presented. Referred to Budget Committee.

File 083-94-004.

[Graffiti Vandalism]

Hearing to consider the recent graffiti vandalism in the Sunset District alleged to be perpetrated by a teacher within the San Francisco Unified School District and to discuss City policy in allowing "aerosol artistry" classes in our schools and the appropriateness of providing aerosol paint cans to juveniles in San Francisco as part of art classes which may tend to promote or teach in any way graffiti or graffiti vandalism. Supervisor Conroy presented. Referred to Health/Public Safety/Environment Committee.

File 211-94-002.

[Tenderloin Quality of Life]

Hearing to consider the quality of life in the Tenderloin community, to include public safety, prostitution, health, senior, youth and immigrant services and other issues of concern to the neighborhood. Supervisor Hallinan presented. Referred to Health/Public Safety/Environment Committee.

File 240-94-001.

[Memorial Plaque, Justin Jones]

Hearing to consider installing a memorial plaque in memory of Justin Jones. Supervisor Alioto presented. Referred to Budget Committee.

File 241-94-001.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-109. [Appropriation, Dept of Public Health] Ordinance appropriating \$2,202,704, Department of Public Health, from the Health Care MFS Reserve to implement a computer system for Medi-Cal Managed Care for fiscal year 1993-94 (includes salaries, mandatory fringe benefits, professional services, materials and supplies and equipment); subject of previous budgetary denial; companion measure to File 102-93-32. RO #93274 (Controller) Referred to Budget Committee.

File 101-93-110. [Appropriation, Chief Administrative Officer] Ordinance appropriating \$235,146, Chief Administrative Office, unreinforced masonry building bond proceeds to administer the Seismic Safety Loan Program for fiscal year 1993-94 (includes permanent salaries and mandatory fringe benefits for the creation of five positions, professional and non-personal services, materials and supplies, equipment and services of other departments); companion measure to File 102-93-31. RO #93270 (Controller) Referred to Budget Committee.

File 101-93-111. [Appropriation, Airport] Ordinance appropriating \$277,031, Airports Commission, from the Airport operating fund balance to implement the Airport Master Plan for fiscal year 1993-94 (includes permanent salaries and mandatory fringe benefits, for the creation of twenty-four positions). RO #93281 (Controller) Referred to Budget Committee.

File 101-93-112. [Appropriation, Board of Supervisors] Ordinance appropriating \$43,260, Board of Supervisors, to salaries to hear property tax assessment appeals for fiscal year 1993-94, funded from the General Fund Reserve (\$9,264), rescission of mandatory fringe benefits (\$20,781) and anticipated fees (\$13,215). RO #93283 (Controller) Referred to Budget Committee.

File 102-93-031. [Chief Administrative Officer, Add 5 Positions] Ordinance amending Annual Salary Ordinance, 1993-94, Chief Administrative Officer, reflecting the addition of five positions (Classifications 1375, Special Assistant XVI, 1373 Special Assistant XIV, 1370 Special Assistant XI,

1366 Special Assistant VII and 1365 Special Assistant VI); companion measure to File 101-93-110. (Department of Human Resources) Referred to Budget Committee.

File 102-93-032. [DPH/Community Health Services, Add 1 Position] Ordinance amending Annual Salary Ordinance, 1993-94, Department of Public Health/Community Health Services, reflecting the addition of one position (Classification 1862, Systems and Procedures Analyst); companion measure to File 101-93-109. (Department of Human Resources) Referred to Budget Committee.

File 045-94-020. [Settlement of Litigation, Aldena Sala] Ordinance authorizing settlement of litigation of Aldena Sala against the City and County of San Francisco by payment of \$15,000. (Superior Court No. 943-265) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-021. [Hold Harmless Agreements, Dept of Social Services] Ordinance amending Administrative Code by adding Section 1.46 to authorize the Department of Social Services to enter into hold harmless agreements to allow DSS representatives to recruit foster and adoptive parents at community events. (Department of Social Services) Referred to Government Efficiency/Labor Committee.

#### Resolutions Referred to Committee

File 146-92-021.02. [Oil Spill Prevention Response] Resolution authorizing the Department of Public Health, Bureau of Toxics, Health, and Safety Services, to apply retroactively and accept and expend a grant for \$5,000 from the California Department of Fish and Game, Office of Oil Spill Prevention and Response, for providing local input into the San Francisco Bay/San Joaquin Delta Area Contingency Plan for oil spills; waiving indirect costs. (Also see Files 146-92-21 & 146-92-21.1.) (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 172-93-027.01. [Amend Cooperative Agreement] Resolution amending Resolution Number 632-93 (File Number 172-93-27) pertaining to the Cooperative Agreement between the State of California, Department of Rehabilitation and the City and County of San Francisco by authorizing and directing the President of the Board of Supervisors to sign said agreement on behalf of the City and County of San Francisco retroactive to fiscal year 1992/93. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 012-94-016. [State Legislation, Support AB 3419] Resolution supporting AB 3419 (Bates), a measure that would allow the release of addresses of elderly and disabled clients of the Department of Social Services to disaster and emergency personnel. (Department of Social Services) Referred to Government Efficiency/Labor Committee.

File 025-94-008. [Contract Out, Parking Citation Data Entry Services] Resolution urging that the Board of Supervisors concur with the Controller's certification that parking citation data entry services for the Department of Parking and Traffic Citation Division can be practically performed by a private contractor for a lower cost than similar services performed by City and County employees and authorizing the Department to contract for these services. (Department of Parking and Traffic) Referred to Government Efficiency/Labor Committee.

File 038-94-003. [Gift Acceptance, Emergency Diesel Generator] Resolution accepting gift of an emergency diesel generator valued at approximately \$1 million for the Office of Emergency Services for eventual use in the combined 911 facility and the Emergency Command Center. (Mayor's Office of Emergency Services) Referred to Budget Committee.

File 041-94-001. [Rent Stabilization and Arbitration Fee] Resolution confirming report of delinquent charges for Rent Arbitration and Stabilization fees submitted by the Tax Collector, as modified to the date of adoption of this resolution, and creating assessments and liens based thereon. (Office of the Treasurer) Scheduled for public hearing before Board on May 2, 1994, at 3:00 p.m.

File 064-94-006. [Lease of Property, 1372 Mission Street] Resolution authorizing renewal of lease of real property required by the Department of Public Health at 1372 Mission Street. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 146-94-003. [Childhood Lead Poisoning Prevention Services] Resolution authorizing the Department of Public Health, Childhood Lead Prevention Program, to apply for retroactively and accept and expend a grant of \$1,266,382 which includes indirect costs in the amount of \$167,378, based on twenty five percent of salaries from the Department of Health Services for childhood lead poisoning prevention activities; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 147-94-002. [Grant, Immigrant Populations for FY 1993/94] Resolution authorizing the San Francisco Public Library to accept and expend \$5,000 in funds available through the California State Library from Title I of the Library Services and Construction Act (LSCA) for improving library services for immigrant populations for the fiscal year 1993/94; waiving indirect costs. (Also see File 147-93-8.) (Public Library) Referred to Government Efficiency/Labor Committee.

File 148-94-003. [Environmental Enhancement and Mitigation Grant] Resolution authorizing the Department of Public Works to apply for, accept and expend, grant funds in the amount of \$410,000 from the State Environmental Enhancement and Mitigation Program, waiving indirect costs, for public works

project. (Department of Public Works) Referred to Government Efficiency/Labor Committee.

File 172-94-D14. [In-Home Supportive Services Contract Award 1994-97] Resolution, finding that the General Manager of the Department of Social Services of the City and County of San Francisco has complied with the requirements of the Administrative Code and the Charter of the City and County of San Francisco and the provisions of the Welfare and Institutions Code pertaining to the award of the In-Home Supportive Services Contract. (Department of Social Services) Scheduled for public hearing before Board on April 18, 1994, at 3:00 p.m.

#### Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Conroy, that letter be sent to the San Francisco Board of Education inquiring what actions will be taken against the individual responsible for vandalizing homes in the Sunset on Thursday, April 7, 1994, who teaches in the San Francisco Unified School District.

By Supervisor Conroy, that letter be sent to the San Francisco Board of Education inquiring what actions will be taken against the individual responsible for vandalizing homes in the Sunset on Thursday, April 7, 1994, who allegedly teaches in the San Francisco Unified School District and an explanation of the class taught by Mr. Todd Johnson, the curriculum covered and an official response as to whether the SFUSD is teaching "aerosol artistry" at any other facility besides Mark Twain High School or any other type of class involving the use of spray cans or "graffiti" art.

By Supervisor Conroy, that City Attorney provide legal opinion as to the applicability of state law to the situation where students in the San Francisco Unified School District are provided with aerosol spray cans given the fact that it is a misdemeanor under state law to "loan, give or sell" aerosols to anyone under the age of 18.

By Supervisor Hallinan, that letter be sent to the Director of Airport inquiring as to the status of door-to-door shuttle service to and from San Francisco International Airport, specifically as it relates to the consortium permit agreements at the upper level, the exclusion of Quake City Shuttle from said agreements, and further inquiring as to what possibilities exist, if any, to restore Quake City Shuttle's ability to operate as part of the newly formed consortium.

By Supervisors Kaufman, Kennedy, that City Attorney prepare ordinance to amend Administrative Code Section 2B to provide for the creation of a third Assessment Appeals Board.

By Supervisor Shelley, that letter of inquiry be sent to General Manager, Recreation and Park Department, to determine the status of maintenance of Balboa Park's sandbox and play area in which needles, glass and condoms have been found in those areas on a recurring basis.

By Supervisor Shelley, that letters of inquiry be sent to Chief Administrative Officer and Chief of Police to determine whether lighting around Ingleside Police Station is adequate.

#### Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Muncie Stevens (By the entire Board)  
Marlon Riggs (By the entire Board)  
Virginia Papale Schultze (Supervisor Alioto)  
Willie James Bergans (Supervisor Kennedy)  
Robert L. Smith (Supervisor Kennedy)  
Khadra Mogannam (Supervisor Maher)  
Clyde Warhaftig (Supervisor Migden)  
John M. O'Shea (Supervisor Conroy)  
Edward D. Ransom (Supervisors Conroy, Leal)  
Tom Wagner (Supervisor Alioto)

File 2-94-15

Unanimously adopted by a rising vote.

#### ADJOURNMENT

There being no further business, the Board at the hour of 5:40 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on April 25, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors



100008  
8/94

Monday, April 18, 1994

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# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco





JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 18, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding

CALLING THE ROLL

The meeting was called to order at 2:18 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Noted absent at first roll call:

Supervisor Shelley - 1.

Quorum present.

Supervisor Shelley was noted present at 2:19 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, April 4, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Presentation of Guest

Supervisor Alioto introduced and welcomed Mr. Gregory S. Shaffer, Local Program Development Specialist.

Suspension of the Rules

At the request of Supervisor Alioto, Supervisor Maher, seconded by Supervisor Kennedy, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Mr. Shaffer.

No objection and motion carried.

Mr. Shaffer spoke briefly about the California Healthy Cities Project.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Maher requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Housing and Land Use Committee

Question Divided; Adopted as Divided

[Traffic Regulations, No Right Turn on Red]

Resolution enacting "No Right Turn on Red", regulations on various streets. (Department of Parking and Traffic)

File 20-94-6, Resolution No. 342-94

(No Right Turn on Red - Establish

((Geary Boulevard, eastbound, at Masonic Avenue;))  
((Geary Expressway, westbound, at Masonic Avenue;))  
((Masonic Avenue, both directions, at Geary Boulevard;))  
Geary Expressway, eastbound, at Gough Street;  
Market Street, both directions, at Van Ness Avenue;  
Van Ness Avenue, southbound, at Market Street;  
Geneva Avenue, both directions, at Mission Street;  
Mission Street, northbound, at Geneva Avenue;  
Market Street, both directions, at Church Street;  
Church Street, northbound, at Market Street;  
Church Street, southbound, at Fourteenth Street;  
Fourteenth Street, eastbound, at Church Street;  
Fourteenth Street, westbound, at Market Street;  
Sixteenth Street, both directions, at Mission Street;  
Mission Street, both directions, at Sixteenth Street;  
Market Street, eastbound, at Castro Street;  
Castro Street, both directions, at Seventeenth Street;  
Market Street, both directions, at Fifth Street;  
Third Street, both directions, at Palou Avenue;  
Palou Avenue, eastbound, at Third Street;  
Palou Avenue, westbound, at Mendell Street;  
Columbus Avenue, northbound, at Broadway;  
Broadway, westbound, at Columbus Avenue;  
Grant Avenue, southbound, at Broadway;  
Holloway Avenue, eastbound, at Nineteenth Avenue.)

At the request of Supervisor Maher, the question was divided with respect to Geary Boulevard, eastbound, at Masonic Avenue; Geary Expressway, westbound, at Masonic Avenue; and Masonic Avenue, both directions, at Geary Boulevard, so that the matter could be considered separately.

The roll was then called on the main resolution, as divided, and it was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Rereferred to Committee

[Traffic Regulations, No Right Turn on Red]

Resolution enacting "No Right Turn on Red", regulations on various streets. (Department of Parking and Traffic)

File 20-94-6.1, Resolution No.

(No Right Turn on Red - Establish

Geary Boulevard, eastbound, at Masonic Avenue;  
Geary Expressway, westbound, at Masonic Avenue;  
Masonic Avenue, both directions, at Geary Boulevard.)

Supervisor Maher, seconded by Supervisor Kennedy, moved to rerefer this matter to Housing and Land Use Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The Board resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Budget Committee

Finally Passed

[Appropriation, Citywide Radio System]

Ordinance appropriating \$246,050, Department of Electricity and Telecommunications for permanent salaries, mandatory fringe benefits, overhead, non-personal services, materials and supplies and services of other departments for the creation of five (5) positions for the development of the Citywide Radio System, appropriating \$145,539 to the capital reserve and rescinding various capital improvement projects at the Department of Public Works; placing \$40,000 on reserve and providing for ratification of action previously taken. (Supervisor Hsieh)

File 101-93-104, Ordinance No. 174-94

(Fiscal Impact.)

Finally passed.

[Public Employment, Adding Five Positions]

Ordinance amending the Annual Salary Ordinance No. 242-93, reflecting the addition of five (5) positions in the Department of Electricity and Telecommunications; companion measure to File 101-93-104. (Supervisor Hsieh)

File 102-93-30, Ordinance No. 175-94

(Fiscal Impact.)

Finally passed.

[Moscone 1994 Project Lease, Redevelopment Agency]

Ordinance approving and authorizing the execution and delivery of the form of the 1994 Project Lease between the City and the Redevelopment Agency relating to a certain portion of the George R. Moscone Convention Center; authorizing the Mayor to make any necessary or advisable changes to the 1994 Project Lease; approving the issuance of the Redevelopment Agency Lease Revenue Bonds, Series 1994 (George R. Moscone Convention Center); authorizing City officials to take any necessary or advisable actions in connection with the execution of the Project Lease, the authorization, issuance, sale and delivery of the bonds and certain related matters; and ratifying actions previously taken. (Supervisors Bierman, Alioto, Hsieh, Migden)

File 170-94-4, Ordinance No. 176-94

Finally passed.

[Fire Alarm System Connection Charges]

Ordinance directing the General Manager of the Department of Electricity to establish a new application procedure for the issuance of permits for connecting auxiliary fire alarm system to the Municipal Fire Alarm System; directing the General Manager to review all submitted applications for connection to the Municipal Fire Alarm System; directing the General Manager to prepare a new form of permit for connecting to the Municipal Fire Alarm System; directing the General Manager to execute and issue permits; directing the General Manager to charge an annual sliding scale charge (\$135-\$225 per year) based upon the number of fire sensing devices in the building, as such charge is allowed under Section 3.510 of the Charter; increasing the current monthly charge ranging from \$2.25 to \$3.75 for each connection authorized in Ordinance Nos. 525-88, 408-91, 254-71, 2137-1889 and 510-60 to an annual sliding scale charge (\$135-\$225 per year) based upon the number of fire sensing devices in the building; authorizing the General Manager to waive charge for Reichel Systems; authorizing the General Manager to take such action necessary or advisable; revoking existing permits contained in Ordinance Nos. 525-88, 408-91, 254-71, 2137-1889 and 510-60 effective 120 days from the passage of this ordinance; and directing the General Manager to notify existing permittee of revocation. (Department of Electricity and Telecommunications)

File 229-94-1, Ordinance No. 177-94

Finally passed.

Passed for Second Reading

[Airport - License for Use of Real Property]

Ordinance approving License for Use of Real Property between the National Oceanic and Atmospheric Administration and the City and County of San Francisco acting by and through its Airports Commission. (Airports Commission)

File 27-94-4, Ordinance No.

Passed for second reading.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of litigation of Juan Jose Escobar]

Ordinance authorizing settlement of litigation of Juan Jose Escobar against San Francisco by payment of \$10,000. (City Attorney)

File 45-94-11, Ordinance No. 164-94

(Superior Court No. 943-150)

Finally passed.

[Settlement of litigation of Dollie White]

Ordinance authorizing settlement of litigation of Dollie White against San Francisco by payment of \$20,000. (City Attorney)

File 45-94-12, Ordinance No. 165-94

(Superior Court No. 914-648)

Finally passed.

[Settlement of litigation of Chloe Lipton]

Ordinance authorizing settlement of litigation of Chloe Lipton, et al., against San Francisco by payment of \$10,000. (City Attorney)

File 45-94-13, Ordinance No. 166-94

(Superior Court No. 947-828)

Finally passed.

[Settlement of litigation of Carrie Ross]

Ordinance authorizing settlement of litigation of Carrie Ross against San Francisco by payment of \$6,250. (City Attorney)

File 45-94-14, Ordinance No. 167-94

(Municipal Court No. 086-488)

Finally passed.

[Settlement of litigation of Betty Joe Campbell]

Ordinance authorizing settlement of litigation of Betty Joe Campbell against San Francisco by payment of \$250,000. (City Attorney)

File 45-94-15, Ordinance No. 168-94

(United States District Court No. C93-0985 MPH)

Finally passed.

[Settlement of litigation of Margaret Barry]

Ordinance authorizing settlement of litigation of Margaret Barry against San Francisco by payment of \$25,000. (City Attorney)

File 45-94-16, Ordinance No. 169-94

(Superior Court No. 938-527)

Finally passed.

[Settlement of litigation of Thomas Strange]

Ordinance authorizing settlement of litigation of Thomas Strange against San Francisco by payment of \$15,000. (City Attorney)

File 45-94-17, Ordinance No. 170-94

(Superior Court No. 948-129)

Finally passed.

[Settlement of litigation of Loretta Whitehead]

Ordinance authorizing settlement of litigation of Loretta Whitehead against San Francisco by payment of \$6,150. (City Attorney)

File 45-94-18, Ordinance No. 171-94

(Superior Court No. 943-335)

Finally passed.

[Settlement of litigation of Roberta Hepburn]

Ordinance authorizing settlement of Roberta Hepburn v. Burns International Security Services, et al., upon receipt of the sum of \$1,000 and release of lien. (City Attorney)

File 46-94-5, Ordinance No. 172-94

Finally passed.

[Settlement of litigation of Andrew O'Mahoney]

Ordinance authorizing settlement of Andrew O'Mahoney, et al., v. John Robert Bradner, et al, upon receipt of the sum of \$35,000; and dismissal of complaint. (City Attorney)

File 46-94-6, Ordinance No. 173-94

(San Mateo Superior Court No. 364285)

Finally passed.

#### Recommendations of Housing and Land Use Committee

##### Passed for Second Reading

[Underground District No. 310, Presidio Heights]

Ordinance amending Ordinance No. 220-79 to redefine District No. 310 in the Presidio Heights area by adding certain property thereto and to eliminate the stages specified therein. (Department of Public Works)

File 52-94-1, Ordinance No.

Passed for second reading.

[Permit to Use Property, "Circus" Cirque Du Soleil]

Ordinance authorizing the Cirque Du Soleil to use City-owned property (South of King Street, between Fourth and Fifth Streets); and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 65-94-7, Ordinance No.

Passed for second reading.

##### Adopted

[Residential Parking Area "H", Lakeside Area]

Resolution extending the boundaries of Residential Permit Parking Area "H" in the Lakeside Area and adding Monticello Street, between Garfield and Shields Streets, both sides, and Shields Street, between Garfield and Monticello Streets, both sides, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-94-5, Resolution No. 344-94

Adopted.

[Residential Parking Area "N", North Inner Richmond]

Resolution extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond Area and adding Fifteenth Avenue, between California and Clement Streets, both sides, to the list of streets upon which time limitations shall apply (Department of Parking and Traffic)

File 40-94-6, Resolution No. 345-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Housing and Land Use Committee

Tabled

[Stop Intersection, Washington and Jones Streets]

Resolution designating Washington and Jones Streets, southwest corner, stopping eastbound Washington Street traffic, as "Stop" intersection, and requiring a report from the Municipal Railway regarding the impact of installing the stop sign approved by this resolution. (Supervisor Alioto)

File 18-94-3, Resolution No.

(April 11, 1994 - Consideration continued to April 18, 1994.)

Supervisor Maher, seconded by Supervisor Kaufman, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Mayor's Office]

Ordinance appropriating \$20,000, Mayor's Office of Community Development, for professional services - special service contracts for the Day Laborer Program to be funded from General Fund Reserve. (Mayor) File 101-93-48, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Public Library]

Ordinance appropriating \$5,795,171, Public Library, from 1988 Public Library Improvement Bond interest earnings to capital improvement projects (construction contingency for New Main Library, Chinatown and Mission Branch renovations and Mission Branch relocation) for fiscal year 1993-94; placing \$1,208,551 on reserve. (Supervisors Leal, Alioto, Bierman, Hsieh)

File 101-93-105, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Bonding Assistance Program]

Ordinance appropriating \$500,000, Human Rights Commission, to establish a City Bond Support Program for

MBE/WBE firms and rescinding a \$500,000 facilities maintenance project (disabled access modifications) from the Chief Administrative Officer for fiscal year 1993-1994, placing \$40,000 on reserve. (Supervisors Kennedy, Alioto, Bierman, Hsieh, Shelley, Conroy, Kaufman, Leal, Migden)

File 101-93-106, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Shelley, Conroy, Kaufman, Leal, Migden requested to be added as co-sponsors.

[Bid Security Requirements, Public Works Projects]

Ordinance amending Administrative Code by allowing modification of bid security requirements for certain contractors bidding on certain City public works projects; such amendments to be effective for a period of two years from the date of final adoption of the amendments by the Board of Supervisors and Mayor; and providing for six month status reports to the Board of Supervisors, beginning January 1, 1995. (Supervisors Kennedy, Alioto, Bierman, Hsieh, Shelley, Conroy, Kaufman, Leal, Migden)

File 97-94-19, Ordinance No.

(Amends Section 6.19.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Shelley, Conroy, Kaufman, Leal, Migden requested to be added as co-sponsors.

[Bonding Assistance Program, MBE/WBE Contractors]

Ordinance amending Administrative Code to establish a Bonding Assistance Program for certain Minority Business Enterprises, Woman Business Enterprises and Woman/Minority Man Business Enterprises; and providing for six month status reports to the Board of Supervisors beginning January 1, 1995. (Supervisors Kennedy, Alioto, Bierman, Hsieh, Shelley, Conroy, Kaufman, Leal, Migden)

File 97-94-20, Ordinance No.

(Fiscal Impact.)

(Adds Section 6.20-2.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Shelley, Conroy, Kaufman, Leal, Migden requested to be added as co-sponsors.

Adopted

[Loan, Port, Commercial Fishing Harbor]

Resolution authorizing the Executive Director of the Port to apply for and accept an additional \$1.8 million loan an extension for up to four years of the existing \$3.0 million loan in the total amount of \$4.8 million from the California Department of Boating and Waterways to finance in part, the construction of the Fisherman's Wharf Commercial Fishing Harbor. (Supervisors Shelley, Alioto, Bierman)

File 173-94-1, Resolution No. 350-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Management Audit, Police Department]

Motion directing the Budget Analyst of the Board of Supervisors to conduct a management audit of the Police Department. (Supervisor Kaufman)

File 165-94-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Called from Budget Committee by Supervisor Conroy

Passed for Second Reading

[Small Business/Payroll Tax Exemption]

Ordinance amending Part III of the Municipal Code, to increase the qualifying maximum for the small business exemption for the 1995 tax year, to eliminate payroll expense tax rates for smaller businesses exempted from the payroll tax liability by this ordinance for the 1995 tax year and thereafter, regarding 1993 and 1994 tax year liability for smaller businesses thereafter exempted from tax liability by this ordinance. (Supervisors Conroy, Alioto, Kaufman, Maher, Kennedy, Shelley, Leal)

File 127-93-013.03, Ordinance No.

(Fiscal Impact.)

(Amends Sections 903.1, 905-A, 905-B, 1005.3 and 1005.3-1.)

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

Supervisor Hsieh, seconded by Supervisor Migden, moved to continue consideration to July 18, 1994.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Bierman, Hsieh, Migden - 3.

Noes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 8.

The roll was called on the pending ordinance and it was passed for second reading by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 8.

Noes: Supervisors Bierman, Hsieh, Migden - 3.

In connection with the above item, Supervisor Leal requested to be added as co-sponsor.

Called from Budget Committee by Supervisor Conroy

Adopted

[Tax Relief, Small Business]

Resolution urging the Mayor to prepare fiscal year budget 1994-1995 to reflect revenues adjusted for the restoration of the \$2,500 threshold for the payment of the payroll/gross receipts tax. (Supervisors Conroy, Alioto, Kaufman, Maher, Kennedy, Shelley)

File 100-94-002, Resolution No. 346-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Kaufman, Leal, Maher, Shelley - 6.

Noes: Supervisors Bierman, Hallinan, Hsieh, Migden - 4.

Absent: Supervisor Kennedy - 1.



Recommendations of  
Health, Public Safety and Environment Committee

Adopted as Amended

[Health System Reform]

Resolution identifying issues of concern related to Health System reform. (Supervisors Shelley, Leal)

File 30-94-9, Resolution No. 343-94

Supervisor Kaufman, seconded by Supervisor Shelley, moved to amend page six, line 21, by adding the following: "18. The Health Security Act of 1993 or any other Congressional health system reform measure passed should include language which 1) makes the anti-discrimination language consistent in all areas of the final plan, and 2) allows for nontraditional or alternative family definitions which include but are not limited to recognition of Domestic Partnerships."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

In connection with the above item, Supervisor Leal requested to be added as co-sponsor.

Adopted

[Video Display Equipment]

Resolution urging his honor, the Mayor, to ensure that City departments comply with terminal equipment provisions of the Video Display Terminal Ordinance. (Supervisor Alioto)

File 100-94-6, Resolution No. 347-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing of all persons interested in or objecting to findings that the General Manager of the Department of Social Services has complied with the requirements of the Administrative Code and the Charter and the provisions of the Welfare and Institutions Code pertaining to the award of the In-Home Supportive Services Contract. (Department of Social Services)

File 172-94-14

The privilege of the floor was granted to the following persons.

Alan Meco, representing Department of Social Services,  
Charlie Ridgell, requesting pay rate be increased;  
Mabel Davis;  
Rosie Byers;  
Hollice Holman;

Renee Diaz;  
Loretta Davis;  
Bettie Burns, in favor;  
Tava'i Fia'oa;  
Dehnert Queen.

Appointment of President Pro Tempore

At the request of the President, Supervisor Leal assumed the Chair.

From Department of Social Services

Referred to Committee

[In-Home Supportive Services Contract 1994-97]

Resolution finding that the General Manager of the Department of Social Services has complied with the requirements of the Administrative Code and the Charter and the provisions of the Welfare and Institutions Code pertaining to the award of the In-Home Supportive Services Contract to National Homecare Systems Inc. (Department of Social Services)

File 172-94-14, Resolution No.

Supervisor Hallinan, seconded by Supervisor Migden, moved to refer this matter to Government Efficiency and Labor Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, ethics act;  
Thomas Jones, government housing;  
Ms. Johnson, Geneva Towers, asbestos, lead;  
Tava'i Fia'oa, Geneva Towers, water turned off;  
Joel Ventrusca, supporting National Park Service contract;  
Peter Mychernokof, question and answer period after Mayor's State of City message,  
public comment, Presidio power;  
Judy Thacker, unemployment.

The President resumed the Chair.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Bierman requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Tabled

[Traffic Regulations]

Resolution rescinding traffic regulation Tow-Away, No Stopping, on Washington Street at Jones Street (Supervisor Bierman)

File 20-94-5, Resolution No.

(April 11, 1994 - Consideration continued to April 18, 1994.)

Supervisor Maher, seconded by Supervisor Kaufman, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Conroy requested that the following items be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted

[Domestic Violence, Commission on Status of Women]

Resolution urging the Mayor to fully support the budget of the Commission on the Status of Women to ensure the City's focus on domestic violence issues. (Supervisors Conroy, Shelley, Alioto, Leal, Migden)

File 308-93-002, Resolution No. 351-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[Domestic Violence, Adult Probation Department]

Resolution urging the Mayor to urge the Adult Probation Department to establish a centralized domestic violence unit that includes felonies and misdemeanors and diversion cases to handle domestic violence cases. (Supervisors Conroy, Shelley, Alioto, Leal, Migden)

File 308-93-003, Resolution No. 352-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[Domestic Violence, District Attorney]

Resolution urging the District Attorney to increase prosecution of domestic violence cases, particularly misdemeanor crimes and to establish a special prosecution unit with fully funded advocacy services on a misdemeanor level. (Supervisors Conroy, Shelley, Alioto, Leal, Migden)

File 308-93-004, Resolution No. 353-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[Domestic Violence, Police Department]

Resolution urging the Mayor to urge the Police Department to establish a domestic violence unit within the Police Department and to provide training to all police officers and communication dispatchers regarding the use of emergency protective orders in responding to domestic violence situations and to provide ongoing domestic violence training to all police officers and supervisors through the annual advanced officers training program. (Supervisors Conroy, Shelley, Alioto, Leal, Migden)

File 308-93-005, Resolution No. 354-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

[Domestic Violence, State and Federal Funds]

Resolution urging San Francisco's State and Federal Lobbyists to seek and apply for any funding for domestic violence programs. (Supervisors Conroy, Shelley, Alioto, Leal, Migden)

File 308-93-006, Resolution No. 355-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

Supervisor Kaufman requested that the following items be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted as Amended

[State Legislation, SB 2061, Domestic Partners]

Resolution endorsing SB 2061 relating to domestic partners and urging the Mayor to direct the City's Lobbyist to actively support enactment of SB 2061 and to make the City's support for this equity measure known to the members of the California Legislature and the Governor. (Supervisors Kaufman, Alioto, Migden, Leal, Shelley, Bierman, Maher, Hallinan, Kennedy)

File 012-94-018, Resolution No. 341-94

Supervisor Kaufman, seconded by Supervisor Kennedy, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Hsieh, Maher - 2.

Referred to Committee

[Presidio, National Park Service Contract]

Resolution supporting the use and sale of local, public electrical power and urging the Mayor to direct the General Manager of the Public Utilities Commission to aggressively bid for the National Park Service Contract for the generation of electricity at the Presidio. (Supervisors Alioto, Shelley)

File 244-94-003.01, Resolution No.

(April 11, 1994 - Consideration continued to April 18, 1994.)

At the request of Supervisor Kaufman, referred to Select Committee on Base Closure.

The Board resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[American Association for Advancement of Science]

Resolution proclaiming Monday, June 20, 1994 as American Association for the Advancement of Science Day in San Francisco. (Supervisor Shelley)

File 004-94-010, Resolution No. 333-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted.

[Commend, Noriega Adult Day Support Center]

Resolution commending the Noriega Adult Day Support Center for its countless contributions to seniors. (Supervisors Conroy, Alioto, Shelley)

File 006-94-021, Resolution No. 339-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[Commend, HIV Health Services Planning Council]

Resolution commending the members and staff of the Mayor's HIV Health Services Planning Council and urging his Honor, the Mayor, to designate Monday, April 25, 1994 in honor of the members and staff of the Mayor's HIV Health Services Planning Council. (Supervisors Hsieh, Alioto, Leal, Shelley)

File 006-94-022, Resolution No. 340-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted.

In connection with the above item, Supervisors Leal, Shelley requested to be added as co-sponsors.

[Reward]

Resolution urging the Mayor to urge the Police Commission to offer a reward in the amount of \$10,000 for information leading to the arrest and conviction of the murderer of Justin Jones. (Supervisors Alioto, Hallinan, Bierman)

File 155-94-002, Resolution No. 349-94

(April 11, 1994 - Consideration continued to April 18, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-16, Resolution No. 301-94

(Mayor Frank Jordan, April 13 - 14; Jeanette Lazam, member, Human Rights Commission, April 27 - 30; J. Stanley Mattison, Vice President, Airports Commission, April 12; Patrick A. Murphy, President, Airports Commission, April 11 - 16, 1994.)

Adopted.

[May 1-7 Deaf Lesbian and Gay Awareness Week]

Resolution designating the week of May 1-7 as Deaf Lesbian and Gay Awareness Week. (Supervisors Leal, Shelley)

File 4-94-11, Resolution No. 302-94

Adopted.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[April - Mission Renaissance Month]

Resolution designating April as Mission Renaissance Month. (Supervisor Leal)

File 4-94-12, Resolution No. 303-94

Adopted.

The foregoing items on the Immediate Adoption Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

#### IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following two motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leal, seconded by Supervisor Kennedy, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leal, seconded by Supervisor Kennedy, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

Adopted

[Commend, Pierre R. Luddington]  
Resolution commending Health Commissioner Pierre R. Luddington.

File 006-94-024, Resolution No. 304-94

Supervisor Leal presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Appropriation, DPW, Performing Arts Building]  
Ordinance appropriating and rescinding \$5,422,479, Department of Public Works, 1990 Earthquake Safety Bond monies to transfer funds from various capital improvement projects to Performing Arts Building Project (Civic Auditorium Seismic Upgrade) for fiscal year 1993-94. Supervisor Hsieh presented. Referred to Budget Committee.

File 101-93-113.

[Official Newspaper Designation]  
Ordinance amending Administrative Code Section 2.81 which sets forth a procedure for designating the City's Official Newspaper, by leaving the designation of the Official Newspaper to the discretion of the Board of Supervisors. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 097-94-024.

Referred to Board

[HIV Youth Advisory Committee, Membership]  
Resolution adding five additional members to the HIV Youth Advisory Committee and provided that these five additional members shall be appointed by the President of the Board of Supervisors. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 25, 1994.

File 108-93-001.01.

[Grant - State Funds, Underground Storage Tanks]  
Resolution rescinding Resolution No. 677-93 and authorizing the Department of Public Health, Bureau of Toxics, Health and Safety Services to accept and expend an allocation of up to \$450,000, which includes indirect costs in the amount of \$55,608 (based on 20% of salaries) from the State Water Resources Control Board, Division of Clean Water Programs, for local oversight of cleanup activities at leaking underground storage tank sites funded by grant funds to establish and finance civil service positions for the provision of these services, and to authorize the Director of Health to execute the contract and amendments on behalf of the City and County, which contract provides that the City shall indemnify, defend and hold the State harmless from any and all claims, losses and damages accruing or resulting in connection with the City's performance on the contract; providing for ratification of action previously taken. Supervisors Hallinan, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 25, 1994.

File 146-93-039.01.

[Commend, Chet Helms]  
Resolution commending Chet Helms for his innovative contributions to the cultural life of San Francisco. Supervisors Hallinan, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 25, 1994.

File 006-94-023.

[Commend, Lawrence Ramlin]

Resolution commending Inspector Lawrence Ramlin for his valiant efforts in the apprehension of Todd Johnson on the early morning of April 7, 1994. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 25, 1994.

File 006-94-025.

Referred to Committee

[Municipal Railway Fare Schedule, Regional Pass]

Resolution amending the Municipal Railway Fare Schedule to include a one-time, \$75 regional transit pass to be used on Muni and other Bay Area transit systems during the summer of 1994, in conjunction with the World Cup Soccer Tournament Games. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the April 20, 1994 meeting.

File 007-94-006.

[Medi-Cal Local Initiative Governance Structure]

Resolution approving the governance structure for the San Francisco Medi-Cal Managed Care Local Initiative. Supervisor Leal presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the April 26, 1994 meeting.

File 012-94-020.

Referred to Board

[Welfare Reform Proposals, Noncitizens]

Resolution opposing any legislative proposal, including HR 3500 that would disqualify noncitizens from participating in federally-funded programs or receiving federally-funded assistance such as SSI, AFDC, food stamps and medicaid, for which they are currently eligible as a mechanism for financing national welfare reform, or any proposal that would expand the current deeming rules for noncitizens. Supervisors Hsieh, Leal, Hallinan, Shelley, Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 25, 1994.

File 013-94-012.

Referred to Committee

[Traffic Regulations, Washington/Jones Streets]

Resolution enacting traffic regulations by establishing tow-away, no stopping on Washington Street, south side, from Jones Street to 30 feet westerly (30-foot zone). Supervisor Alioto presented. Referred to Housing and Land Use Committee.

File 020-94-005.01.

Referred to Board

[Calif. Uniform Tobacco Control Act Initiative]

Resolution opposing the California Uniform Tobacco Act Initiative. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 25, 1994.

File 060-94-009.

Referred to Committee

[Compensation Reform, City Employee]

Resolution urging the Mayor to urge the Department of Human Resources to conduct a comprehensive classification study and to work with labor organizations, City commissions and City departments in developing the study. Supervisors Kaufman, Leal presented. Referred to Government Efficiency/Labor Committee.

File 221-94-004.

[Emergency Operations/Communication Center Site]

Resolution finding the south side of Turk Street in Jefferson Square to be the preferred site for purposes of environmental review for a new emergency operations and communications center. Supervisors Maher, Shelley presented. Referred to Housing and Land Use Committee.

File 223-94-002.

Referred to Board



[Commission on the Status of Women]

Resolution urging the Mayor to keep the Commission on the Status of Women a separate and independent City department. Supervisors Conroy, Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar April 25, 1994

File 242-94-001.

Requests for Hearings:

[State Legislation, AB 2418, Equal Pricing Act]

Hearing to consider supporting AB 2418 concerning the Equal Pricing Act. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the April 26, 1994 meeting.

File 012-94-021.

[State Legislation, SB 1293, Local Gun Control Law]

Hearing to consider support for SB 1293 relating to State preemption of local gun control laws. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the April 26, 1994 meeting.

File 012-94-022.

[Budget, Possible Revenue Sources for 1994-95]

Hearing to consider possible revenue sources to help balance the 1994-95 Budget of the City and County of San Francisco. Supervisors Hsieh, Alioto, Bierman presented. Referred to Budget Committee.

File 100-94-008.

[Haight Ashbury Neighborhood, Public Safety Issues]

Hearing to consider the issue of public safety in the Haight Ashbury neighborhood. Supervisors Alioto, Hallinan, Bierman, Shelley presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the May 24, 1994 meeting.

File 243-94-001.

Motions:

Referred to Board

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar April 25, 1994.

File 030-94-001.08.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 102-93-033. [Airport, Adds 24 Positions] Ordinance amending Annual Salary Ordinance, 1993-94, Airports Commission, reflecting the addition of twenty-four positions (Classifications 1242 Personnel Analyst (2), 1370 Special Assistant XI (1), 1374 Special Assistant XV (2), 1446 Secretary II (2), 1450 Executive Secretary I (1), 1458 Legal Secretary I (1), 1818 MIS Specialist II (2), 1824 Prin. Administrative Analyst (1), 1842 Management Assistant (1), 1864 Sr. Systems & Proc. Analyst (1), 3544 Curator III (1), 3547 Curator V (1), 5202 Jr. Civil Engineer (1), 5263 Planner V (1), 5289 Transit Planner III (1), 5320 Illustrator & Art Designer (1), 8151 Claims Investigator (1), 9212 Airfield Safety Officer (2), and 9220 Airport Operations Supervisor (1)); companion measure to File 101-93-111. (Department of Human Resources) Referred to Budget Committee.

File 045-94-021. [Settlement of the Insurance Company of the West] Ordinance authorizing settlement of Insurance Company of the West against the City and County of San Francisco by payment of \$9,000. (Municipal Court No. 097-892) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-022. [Settlement of Litigation, Troy Smith] Ordinance authorizing settlement of litigation of Troy Smith against the City and County of San Francisco by payment of \$40,000. (United States District Court No. C92-2444) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-023. [Settlement of Litigation, Ky Sam Ha] Ordinance authorizing settlement of litigation of Ky Sam Ha, et al. against the City and County of San Francisco by payment of \$8,000. (Superior Court No. 932-805) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-024. [Litigation, Charles W./Jacqueline Pollitt Marsh] Ordinance authorizing settlement of litigation of Charles Woodworth Marsh and Jacqueline Pollitt Marsh against Joseph M. Lutisaw; Pacific Bell; Southern Pacific Line; Neil Wadell and the City and County of San Francisco by payment of \$10,000. (Superior Court No. 950-724) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 065-94-009. [Sublease, 25 Van Ness Avenue, Suite 710] Ordinance authorizing and approving sublease of City-owned property at 25 Van Ness Avenue, Suite 710 (Lot 4, Block 834) to Carl Wolf, Attorney at Law, commencing May 1, 1994. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 124-94-002. [Increase Fine for Double Parking, Specified Streets] Ordinance amending Traffic Code by adding Section 131 thereto, establishing the fine for double parking on specified streets or portions thereof. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

Resolutions Referred to Committee

File 025-94-009. [Mayor's Office Community Dev./Day Laborer Services] Resolution concurring with the Controller's Certification that services included within the San Francisco Day Laborer Program can be practically performed at the Mayor's Office of Community Development by private contractor for lower cost than similar work services performed by City and County employees. (Mayor's Office of Community Development) Referred to Government Efficiency/Labor Committee.

File 025-94-010. [Contract Out Janitorial Services] Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Office of the Controller at 240 Van Ness Avenue, by private contractor for lower cost than similar work services performed by City and County employees. (Controller) Referred to Government Efficiency/Labor Committee.

File 040-94-007. [Residential Parking Area "U", South of Market] Resolution extending the boundaries of Residential Permit Parking Area "U" in the South of Market Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 048-94-005. [Unlitigated Claim, Empire Fire/Marine Insurance] Resolution approving the settlement of the unlitigated claim of Empire and Marine Insurance Company by payment of \$10,946.50. (Insured: Beatrice Taylor) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 048-94-006. [Unlitigated Claim, Laura Porras] Resolution approving the settlement of the unlitigated claim of Laura Porras by payment of \$8,500. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 064-94-007. [Lease of Property at Fox Plaza, 1390 Market St.] Resolution authorizing a lease renewal at Fox Plaza, 1390 Market Street, for the Employee Relations Division of the Department of Human Services. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 089-94-013. [SDI Coverage, Classification 2968] Resolution authorizing enrollment of Classification 2968 Social Services Manager, Investigations in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Maher, that City Attorney prepare resolution urging the Chief Administrative Officer to write a bond measure to replace the San Bruno jail facility.

By Supervisor Migden, that City Attorney prepare ordinance which would amend the Police Code to establish an administrative fee to recover a vehicle towed pursuant to Vehicle Code Sections 14601A, 2A and 5A, whereby the funds generated will be designated for the San Francisco Traffic Offender Program to identify and prosecute unlicensed motorists and motorists driving with suspended and revoked licenses.

By Supervisors Migden, Kennedy, that letter be sent to his Honor, the Mayor, inquiring whether his office can provide assistance in securing funding for Project Homeward Bound.

By Supervisor Alioto, that letter of inquiry be sent to General Manager, Municipal Railway, concerning the closure of public restrooms at Muni Metro stations, to determine whether it is the policy of the department to eliminate restroom services for Muni Metro patrons.

By Supervisor Conroy, that letter of inquiry be sent to Director of Public Works concerning the health of the palm trees along upper Market Street and to determine whether there are plans to replace them and/or improve their appearance.

By Supervisor Shelley, that the record reflect that he intends to move an amendment to File 13-94-8 relating to resolution supporting HR 3433 by adding the following "resolved" clause: "Further Resolved, That amendments be added to ensure that all meetings of the Public Benefit Corporation Board of Directors are subject to full 'open meeting' requirements."

By Supervisor Migden, that letter be sent to General Manager, Recreation and Park Department, inquiring as to the status of bidding for the Golden Gate Tennis Franchise and determining measures being planned to reduce the financial loss to the City under the existing franchise agreement.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Jack K. Wong (Supervisor Alioto)  
Demecha Bookman (Supervisor Kennedy)

File 2-94-16

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:22 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on May 2, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors



5/25/94  
c.2

Monday, April 25, 1994

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# **Journal of Proceedings**

*The Minutes of the*

## **Board of Supervisors**

City and County of San Francisco



JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, April 25, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:07 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Bierman, Maher - 2.

Quorum present.

Supervisor Bierman was noted present at 2:10 p.m.

Supervisor Maher was noted present at 2:15 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journal of Proceedings for Monday, April 11, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Bierman, Maher - 2.

COMMUNICATION

The Clerk presented the following communication from his Honor, the Mayor, returning with his veto the Salary Standardization Ordinance for Fiscal Year 1994-95:

April 22, 1994

The Honorable Angela Alioto, President  
and Members of the Board of Supervisors  
City Hall, Room 235  
San Francisco, CA 94102

Dear President Alioto and Members:

I am returning with my veto the Salary Standardization Ordinance (SSO) for fiscal year 1994/95 (file No. 106-94-1).

The San Francisco Charter mandates that no classification of employee may receive a basic pay rate "in excess of the maximum prevailing rate for that class." The Charter formula for wage setting is designed to ensure that employees receive no less, but also no more, than "generally prevailing wage rates" in Bay Area public and private jurisdictions.

In spite of continuing reduced revenues that have resulted in major layoffs, salary and benefit reductions, and service cuts in other public and private agencies, San Francisco has continued to grant salary increases to its employees.

The fact is that the wages of many San Francisco employees are now well in excess of wages paid to similar employees in the Bay Area. Therefore, granting increases to such City employees for the coming fiscal year is unwarranted.

The Board of Supervisors had the power under the Charter to send the SSO back to the Civil Service Commission for correction. They did not do so.

The power to veto is an integral part of the Charter's system of checks and balances. It is my duty as Mayor to exercise my veto power to ensure that the Charter's mandates are followed.

Under the City Charter, the Board of Supervisors will have thirty days to consider whether to override my veto. During those thirty days, I will continue to meet with affected employee organizations in the hope of reaching an agreement in the best interests of the citizens of San Francisco.

Sincerely,

Frank M. Jordan  
Mayor

Consideration Continued

[Salary Standardization Ordinance]

Ordinance fixing, designating, enumerating and providing schedules of compensation for persons employed by the City and County of San Francisco, the San Francisco Community College District and the San Francisco Unified School District, whose compensations are subject to the provisions of Sections 8.400, 8.401 and 8.407 of the Charter and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1994.

File 106-94-1

Supervisor Kennedy, seconded by Supervisor Hsieh, moved to continue consideration to May 2, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Bierman, Maher - 2.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Mayor's Office]

Ordinance appropriating \$20,000, Mayor's Office of Community Development, for professional services - special service contracts for the Day Laborer Program to be funded from General Fund Reserve. (Mayor)

File 101-93-48, Ordinance No. 184-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Public Library]

Ordinance appropriating \$5,795,171, Public Library, from 1988 Public Library Improvement Bond interest earnings to capital improvement projects (construction contingency for New Main Library, Chinatown and Mission Branch renovations and Mission Branch relocation) for fiscal year 1993-94; placing \$1,208,551 on reserve. (Supervisors Leal, Alioto, Bierman, Hsieh)

File 101-93-105, Ordinance No. 185-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Bonding Assistance Program]

Ordinance appropriating \$500,000, Human Rights Commission, to establish a City Bond Support Program for MBE/WBE firms and rescinding a \$500,000 facilities maintenance project (disabled access modifications) from the Chief Administrative Officer for fiscal year 1993-1994, placing \$40,000 on reserve. (Supervisors Kennedy, Alioto, Bierman, Hsieh, Shelley, Conroy, Kaufman, Leal, Migden)

File 101-93-106, Ordinance No. 186-94



(Fiscal Impact.)

Finally passed.

[Airport - License for Use of Real Property]

Ordinance approving License for Use of Real Property between the National Oceanic and Atmospheric Administration and the City and County of San Francisco acting by and through its Airports Commission. (Airports Commission)

File 27-94-4, Ordinance No. 180-94

Finally passed.

[Bid Security Requirements, Public Works Projects]

Ordinance amending Administrative Code by allowing modification of bid security requirements for certain contractors bidding on certain city public works projects; such amendments to be effective for a period of two years from the date of final adoption of the amendments by the Board of Supervisors and Mayor; and providing for six month status reports to the Board of Supervisors, beginning January 1, 1995. (Supervisors Kennedy, Alioto, Bierman, Hsieh, Shelley, Conroy, Kaufman, Leal, Migden)

File 97-94-19, Ordinance No. 182-94

(Amends Section 6.19.)

Finally passed.

[Bonding Assistance Program, MBE/WBE Contractors]

Ordinance amending Administrative Code to establish a Bonding Assistance Program for certain Minority Business Enterprises, Woman Business Enterprises and Woman/Minority Man Business Enterprises; and providing for six month status reports to the Board of Supervisors beginning January 1, 1995. (Supervisors Kennedy, Alioto, Bierman, Hsieh, Shelley, Conroy, Kaufman, Leal, Migden)

File 97-94-20, Ordinance No. 183-94

(Fiscal Impact.)

(Adds Section 6.20-2.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Underground District No. 310, Presidio Heights]

Ordinance amending Ordinance No. 220-79 to redefine District No. 310 in the Presidio Heights area by adding certain property thereto and to eliminate the stages specified therein. (Department of Public Works)

File 52-94-1, Ordinance No. 178-94

Finally passed.

[Permit to Use Property, "Circus" Cirque Du Soleil]

Ordinance authorizing the Cirque Du Soleil to use City-owned property (South of King Street, between Fourth and Fifth Streets); and to adopt findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 65-94-7, Ordinance No. 181-94

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation, Helen Armstrong]

Ordinance authorizing settlement of litigation of Helen Armstrong against the City and County by payment of \$20,000 (City Attorney)

File 45-94-19, Ordinance No.

(Superior Court No. 950-504)

Passed for second reading.

[Settlement of Litigation, Aldena Sala]

Ordinance authorizing settlement of litigation of Aldena Sala against the City and County by payment of \$15,000 (City Attorney)

File 45-94-20, Ordinance No.

(Superior Court No. 943-265)

Passed for second reading.

[Lease Amendment, Shell Oil Company, Kern County]

Ordinance authorizing execution of amendment to oil and gas lease (Shell Oil Company) for 800 acres in Kern County. (Real Estate Department)

File 65-94-8, Ordinance No.

Passed for second reading.

Adopted

[Contract Out, Legal Process Services]

Resolution concurring with the Controller's certification that legal process server services can be practically performed for the District Attorney, Family Support Bureau, by a private contractor for a lower cost than similar services performed by City and County employees. (District Attorney)

File 25-94-4, Resolution No. 358-94

Adopted.

[Contracting Out City Services]

Resolution concurring with the Controller's certification that inpatient dental services can be practically performed for the Department of Health, Laguna Honda Hospital by private contractor for a lower cost than similar work services performed by City and County Employees. (Department of Public Health)

File 25-94-5, Resolution No. 356-94

Adopted.

[Contracting Out Janitorial Services]

Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Office of the Controller at 160 South Van Ness Avenue by private contractor for a lower cost than similar work services performed by City and County Employees. (Controller)

File 25-94-6, Resolution No. 364-94

Adopted.

[DPW Parking License at Brady Street]

Resolution authorizing license to use parking spaces at Brady Street parking facility for the

Department of Public Works. (Real Estate Department)

File 47-94-6, Resolution No. 366-94

Adopted.

[SDI Coverage, AA57 Health Center Manager]

Resolution authorizing enrollment of Classification AA57, Health Center Manager in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-11, Resolution No. 369-94

Adopted.

[SDI Coverage, 1686 Supervising Auditors]

Resolution authorizing enrollment of Classification 1686, Supervising Auditors in the State Disability Insurance Program. (Employee Relations Division)

File 89-94-12, Resolution No. 370-94

Adopted.

[Grant - State Funds]

Resolution authorizing the Department of Public Health, Bureau of Toxics, Health and Safety Services, to apply for retroactively, accept and expend a grant of \$5,000 from the California Department of Fish and Game, Office of Oil Spill Prevention and Response, for providing local input into the San Francisco Bay/San Joaquin Delta Area Contingency Plan for Oil Spills; waiving indirect costs. (Department of Public Health)

File 146-92-21.2, Resolution No. 377-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

#### REGULAR CALENDAR

#### UNFINISHED BUSINESS

#### Called from Budget Committee by Supervisor Conroy

Finally Passed

[Small Business/Payroll Tax Exemption]

Ordinance amending Part III of the Municipal Code, to increase the qualifying maximum for the small business exemption for the 1995 tax year, to eliminate payroll expense tax rates for smaller businesses exempted from the payroll tax liability by this ordinance for the 1995 tax year and thereafter, regarding 1993 and 1994 tax year liability for smaller businesses thereafter exempted from tax liability by this ordinance. (Supervisors Conroy, Alioto, Kaufman, Maher, Kennedy, Shelley, Leal)

File 127-93-013.03, Ordinance No. 179-94

(Fiscal Impact.)

(Amends Sections 903.1, 905-A, 905-B, 1005.3 and 1005.3-1.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Shelley - 7.

Noes: Supervisors Bierman, Hsieh, Migden - 3.

Absent: Supervisor Maher - 1.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Port of San Francisco]  
Ordinance appropriating \$1,336,856, Port, for capital improvements, facilities maintenance projects and debt service payments for fiscal year 1993-94; funded from San Francisco Harbor Operating Fund (\$1,108,000) and 1984 Port Revenue Bond fund (\$228,856); placing \$989,000 on reserve. (Supervisor Alioto)

File 101-93-95, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Appropriation, Sheriff Department]  
Ordinance appropriating \$10,000, Sheriff Department, Jail Overcrowding Fine Revenue to expand the Residential Care Program to minimize jail overcrowding for fiscal year 1993-94 (includes other non-personal services). (Controller)

File 101-93-96.2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Appropriation, Mental Health Substance Abuse]  
Ordinance appropriating \$142,847, Department of Public Health, Division of Mental Health Substance Abuse and Forensic Services of Jail Overcrowding Fine Revenue to medical services contracts, to provide case management services for mentally ill inmates (minimize jail overcrowding) for fiscal year 1993-94; requesting report from Department of Public Health by December 1, 1994, regarding the Case Management Program financed by this ordinance. (Supervisor Alioto)

File 101-93-107, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Appropriation, Chief Administrative Officer]  
Ordinance appropriating \$206,787, Chief Administrative Officer, unreinforced masonry building bond proceeds to administer the Seismic Safety Loan Program for fiscal year 1993-94 (includes permanent salaries and mandatory fringe benefits for the creation of five positions, professional and non-personal services, materials and supplies, equipment and services of other departments); placing \$15,000 on reserve. (Supervisors Alioto, Hsieh, Bierman)

File 101-93-110, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

[Chief Administrative Officer, Add 5 Positions]

Ordinance amending Annual Salary Ordinance, 1993-94, Chief Administrative Officer, reflecting the addition of five positions; companion measure to File 101-93-110. (Supervisors Alioto, Hsieh, Bierman)

File 102-93-31, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

#### Consideration Continued

[World Cup Soccer Ticket]

Resolution amending the Municipal Railway fare schedule to include a one-time \$75 regional transit pass to be used on Muni and other Bay Area transit systems during the summer of 1994, in conjunction with the World Cup Soccer tournament games. (Supervisors Hsieh, Alioto, Bierman, Leal)

File 7-94-6, Resolution No.

Supervisor Hsieh, seconded by Supervisor Bierman, moved to continue consideration to May 2, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Leal requested to be added as co-sponsor.

#### Adopted

[Waive Statute of Limitations]

Resolution waiving the statute of limitations with respect to payment of certain warrants of the City and County of San Francisco, a total of \$16,422.25 a legal obligation of the City and County of San Francisco. (John B. Sullivan \$89.25, and Lone Pine Koala Sanctuary \$16,333.) (Controller)

File 23-94-2, Resolution No. 363-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Gift Acceptance, Emergency Diesel Generator]

Resolution accepting gift of an emergency diesel generator valued at approximately \$1 million for the Office of Emergency Services for eventual use in the combined 911 facility and the Emergency Command Center. (Supervisor Alioto)

File 38-94-3, Resolution No. 365-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Police Facilities, Work Authorization]

Resolution authorizing work for the remodeling of Park Police Station and Golden Gate Park Police Stables. (Supervisors Alioto, Hsieh, Bierman)

File 207-94-3, Resolution No. 386-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Public Access Fund]

Motion directing the Clerk of the Board to submit appropriation ordinance requests and to take other steps to enable the entire balance in the cable television access and development fund to be distributed quarterly for public, educational, and municipal access. (Supervisors Migden, Hsieh, Alioto, Bierman)

File 69-94-3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Rules Committee

Adopted

[Appointment]

Resolution appointing member to the Hayes Valley/Western Addition Transportation Task Force, for indefinite term. (Rules Committee)

File 92-92-41.1, Resolution No. 371-94

(Ian Ayers.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appointments]

Resolution appointing members to the Animal Control and Welfare Commission, terms expired, for the two-year terms ending April 30, 1996. (Rules Committee)

File 92-94-11.1, Resolution No. 372-94

(Ken Gorczya, vice himself, veterinarian;  
Dolores Donovan, vice herself, public at large;  
Matthew Kaplan, vice Ronald Lippert, public at large.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Appointment]

Resolution appointing member to the Environmental Commission, term expired. (Rules Committee)

File 92-94-17.1, Resolution No. 373-94

(Nathan Ratner, vice himself, full board, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Hold Harmless Agreements - DSS]

Ordinance amending the Administrative Code, to authorize the Department of Social Services to enter into hold harmless agreements to allow DSS representatives to recruit foster and adoptive parents at community events. (Department of Social Services)

File 97-94-21, Ordinance No.

(Adds Section 1.46.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted

[Renewal of Lease]

Resolution authorizing renewal of lease of real property required by the Department of Public Health at 1372 Mission Street; retroactive to January 1, 1994. (Real Estate Department)

File 64-94-6, Resolution No. 368-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, - 10.

Absent: Supervisor Shelley - 1.

[MOU, Roofers Local 40]

Resolution ratifying Memorandum of Understanding with United Union of Roofers, Waterproofers and Allied Workers, Local 40; retroactive to March 1, 1994. (Employee Relations Division)

File 93-94-8, Resolution No. 374-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, - 10.

Absent: Supervisor Shelley - 1.

Tabled

[MOU, Municipal Executives Association - Police Dept.]

Resolution ratifying Memorandum of Understanding with Municipal Executives Association for Police Department Management. (Employee Relations Division)

File 93-94-9, Resolution No.

Supervisor Maher, seconded by Supervisor Hsieh, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Hallinan - 1.  
[MOU, Municipal Executives Association - Fire Dept.]  
Resolution ratifying Memorandum of Understanding with Municipal Executives Association for Fire Department Management. (Employee Relations Division)

File 93-94-10, Resolution No.

Supervisor Maher, seconded by Supervisor Hsieh, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Noes: Supervisor Hallinan - 1.

#### Adopted

[MOU, Fine Arts Museums/SEIU Local 790]  
Resolution ratifying amendment to Memorandum of Understanding with SEIU Local 790; retroactive to August 1, 1993. (Employee Relations Division)

File 93-94-11, Resolution No. 375-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant Fund, Reduce Air Pollution, Motor Vehicles]  
Resolution authorizing the Chief Administrative Officer to apply for \$1,780,388 from the Transportation Fund for Clean Air in the Bay Area for programs and projects to reduce air pollution from motor vehicles; waiving indirect costs. (Supervisor Migden)

File 133-94-1, Resolution No. 332-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[National Historic Preservation Grants]  
Resolution authorizing City Planning to apply for funds of up to \$25,000, from the National Historic Preservation Fund Grant-in-Aid Subgrant Program administered by the State Office of Historic Preservation and known as the Certified Local Government Program, foregoing reimbursement of indirect costs. (City Planning)

File 134-94-1, Resolution No. 348-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant - State Funds]  
Resolution authorizing the Department of Public Health, Childhood Lead Prevention Program, to apply for retroactively a grant of \$1,266,382 which includes indirect costs in the amount of \$167,378 based on 25% of salaries from the Department of Health Services for childhood lead poisoning prevention activities; providing for ratification of action previously taken. (Department of Public Health)

File 146-94-3, Resolution No. 379-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.



[Grant - Federal Funds]

Resolution authorizing the Public Library to accept and expend \$5,000 in funds available through the California State Library from Title I of the library services for immigrant populations for the fiscal year 93-94; waiving indirect costs; providing for ratification of action previously taken. (Public Library, Supervisors Hsieh, Bierman)

File 147-94-2, Resolution No. 380-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Hsieh, Bierman requested to be added as co-sponsors.

[Grant - State Funds]

Resolution authorizing the Department of Public Works to retroactively apply for grant funds in the amount of \$410,000 from the State Environmental Enhancement and Mitigation Program, waiving indirect costs, for Public Works Projects. (Department of Public Works)

File 148-94-3, Resolution No. 381-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Standards and Training, Local Corrections]

Resolution authorizing the Sheriff's Department, Adult Probation Department, and Juvenile Probation Department to apply for, retroactively, accept and expend \$297,120.00 in funds from the State of California Board of Corrections for the standards and training of local corrections and probation officers programs; stipulating adherence to standards for recruitment and training established by the Board of Corrections, waiving any indirect costs. (Sheriff)

File 152-94-1, Resolution No. 382-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Joint Fundraising Drive Participants]

Resolution designating those agencies qualified to participate in the 1994 Annual Joint Fundraising Drive for Officers and Employees of the City and County. (Clerk of the Board)

File 162-94-1, Resolution No. 385-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Amending Resolution for Cooperative State Agreement]

Resolution amending Resolution No. 632-93 pertaining to the cooperative agreement between the State of California, Department of Rehabilitation and San Francisco by authorizing and directing the President of the Board of Supervisors to sign the agreement on behalf of San Francisco retroactive to Fiscal Year 1992/93. (Department of Public Health)

File 172-93-27.1, Resolution No. 384-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

[Criminal History Information]

Resolution authorizing the Sheriff to provide local summary criminal history information to the Recreation and Park Department, pursuant to Section 13300(B)(10) of the California Penal Code. (Recreation and Park Department)

File 231-94-2, Resolution No. 387-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted as Amended

[Management Audit, Salaries Exceeding \$70,000]

((Motion requesting the Budget Analyst Office to conduct an audit of the approximately 6,000 positions whose base salaries exceed \$70,000 a year and are not covered by collective bargaining.)) (Supervisor Leal)

Motion directing the Budget Analyst Office to conduct an audit of positions whose base salaries, plus fringe benefits, exceed \$70,000 a year and are not covered by collective bargaining.

File 165-94-6

Supervisor Leal, seconded by Supervisor Kaufman, moved an amendment of the whole entitled, "Motion directing the Budget Analyst Office to conduct an audit of positions whose base salaries, plus fringe benefits, exceed \$70,000 a year and are not covered by collective bargaining."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Recommendations of Select Committee on Base Closures

Adopted as Amended

[HR 3433, Public Benefit Trust, Presidio]

Resolution endorsing HR 3433, the proposal to create a Public Benefit Corporation to manage the Presidio, and requesting that amendments to the legislation be made that maximize public input into the management of the Park. (Supervisors Shelley, Bierman, Kennedy, Leal, Migden)

File 13-94-8, Resolution No. 362-94

(At the April 18, 1994 Board meeting, intention to move an amendment on April 25 was announced.)

Supervisor Shelley, seconded by Supervisor Maher, moved an amendment of the whole bearing same title as shown on calendar.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Adopted

[Federal Legislation, Opposing HR 4308 (Duncan)]

Resolution opposing legislation by Congressman Duncan and others in Congress proposing that significant portions of the Presidio be sold to the highest bidder or leased for unspecified purposes and repealing resolution in File 244-92-3.2. (Supervisors Shelley, Bierman, Kennedy, Alioto, Leal, Migden)

File 244-94-6, Resolution No. 390-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Conference with Labor Negotiator -- Collective Bargaining

Consideration Continued

Motion that the Board of Supervisors convene in closed session with Wendell Pryor, Director of Human Resources, and with Thornton C. Bunch, Employee Relations Director, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions), with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

Supervisor Migden, seconded by Supervisor Leal, moved to continue consideration to May 2, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public Hearing]

Hearing to consider ordinance amending Part III, Municipal Code to exclude businesses selling firearms and ammunition from the small business tax exemption and to establish a new business classification for firearm and ammunition sales, to establish a tax rate for this classification of 3%, as of January 1, 1994, for the total gross receipts received by any business which receives any gross receipts from the sale of firearms and ammunition, and to exclude businesses with gross receipts from the sale of firearms and ammunition from eligibility for the small business exemption. (Supervisors Migden, Bierman)

File 127-94-1

(Fiscal Impact.)

(Amends Sections 905-A, 1003, 1004.17, 1004.18 and 1005.3.)

(April 11, 1994 - Consideration continued to April 25, 1994.)

The following persons were granted privilege of the floor:

Elson Nu; Capt. Gregory Winters; Hank Harrison; Surgeon, San Francisco General Hospital; Jarold Hayden; Ralph Kazanjian; Bradford Hall; Dehnert Queen; David Golden; Michael Wilson; Hull Washington; Eve Meyer; Harold Brooks, Jr.; Pat Kaplan; Unidentified Man; Truman Fallin; Elizabeth Poser; John O'Brien; Peter Popvitch; Peter McChernokoff; Insp. Earl Sanders.

Appointment of President Pro Tempore

At the request of the President, Supervisor Shelley assumed the Chair so the President could participate in the debate from the floor.

Recommendation of Budget Committee

Passed for Second Reading As Amended

[Firearms and Ammunition Business Tax]  
Ordinance amending Part III, Municipal Code to exclude businesses selling firearms and ammunition from the small business tax exemption and to establish a new business classification for firearm and ammunition sales, to establish a tax rate for this classification of 3%, as of January 1, 1994, for the total gross receipts received by any business which receives any gross receipts from the sale of firearms and ammunition, and to exclude businesses with gross receipts from the sale of firearms and ammunition from eligibility for the small business exemption. (Supervisors Migden, Bierman)

File 127-94-1, Ordinance No.

(Fiscal Impact.)

(Amends Sections 905-A, 1003, 1004.17, 1004.18 and 1005.3.)

(April 11, 1994 - Consideration continued to April 25, 1994.)

Supervisor Migden, seconded by Supervisor Maher, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Leal, Maher, Migden - 6.

Noes: Supervisors Alioto, Conroy, Kaufman, Kennedy, Shelley - 5.

The President reassumed the Chair.

COMMITTEE REPORTS

Recommendation of Housing and Land Use Committee

Adopted

[High Speed Rail]  
Resolution advocating development of high speed rail, with San Francisco as a key origin/destination, and urging federal, state and local support for necessary measures and legislation. (Supervisor Hsieh)

File 171-93-2, Resolution No. 383-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, misleading press articles;  
Joy Van Banks, crime in Bayview Hunters Point;  
Terrell Rogers, need for jobs in Bayview Hunters Point;  
John Rogers, complaint regarding unwarranted search;  
Allan Griffin, need for jobs in Bayview Hunters Point;  
Bob Hodges, need for jobs in Bayview Hunters Point;  
Jeanmarie Chandler, crimes against Black women;  
Unidentified man, welfare reform;  
Unidentified woman, need for jobs in Bayview Hunters Point and new Courthouse location;  
Peter McChernokoff, free public notices in Independent.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[HIV Youth Advisory Committee, Membership]

Resolution adding five additional members to the HIV Youth Advisory Committee and providing that these five additional members shall be appointed by the President of the Board of Supervisors. (Supervisor Alioto)

File 108-93-001.01, Resolution No. 376-94

(April 18, 1994 - Introduced in Board for consideration on April 25, 1994.)

Adopted.

[Grant - State Funds, Underground Storage Tanks]

Resolution rescinding Resolution No. 677-93 and authorizing the Department of Public Health, Bureau of Toxics, Health and Safety Services to accept and expend an allocation of up to \$450,000, which includes indirect costs in the amount of \$55,608 (based on 20% of salaries) from the State Water Resources Control Board, Division of Clean Water Programs, for local oversight of cleanup activities at leaking underground storage tank sites funded by grant funds to establish and finance civil service positions for the provision of these services, and to authorize the Director of Health to execute the contract and amendments on behalf of the City and County, which contract provides that the City shall indemnify, defend and hold the State harmless from any and all claims, losses and damages accruing or resulting in connection with the City's performance on the contract; providing for ratification of action previously taken. (Supervisors Hallinan, Alioto)

File 146-93-039.01, Resolution No. 378-94

(April 18, 1994 - Introduced in Board for consideration on April 25, 1994.)

Adopted.

[Commend, Chet Helms]

Resolution commending Chet Helms for his innovative contributions to the cultural life of San Francisco. (Supervisors Hallinan, Alioto)

File 006-94-023, Resolution No. 360-94

(April 18, 1994 - Introduced in Board for consideration on April 25, 1994.)

Adopted.

[Commend, Lawrence Ramlin]

Resolution commending Inspector Lawrence Ramlin for his valiant efforts in the apprehension of Todd Johnson on the early morning of April 7, 1994. (Supervisors Conroy, Alioto)

File 006-94-025, Resolution No. 361-94

(April 18, 1994 - Introduced in Board for consideration on April 25, 1994.)

Adopted.

[Welfare Reform Proposals, Noncitizens]

Resolution opposing any legislative proposal, including HR 3500 that would disqualify noncitizens from participating in federally-funded programs or receiving federally-funded assistance such as SSI, AFDC, food stamps and medicaid, for which they are currently eligible as a mechanism for financing national welfare reform, or any proposal that would expand the current deeming rules for noncitizens. (Supervisors Hsieh, Leal, Hallinan, Shelley, Bierman, Alioto)

File 013-94-012, Resolution No. 357-94

(April 18, 1994 - Introduced in Board for consideration on April 25, 1994.)

Adopted.

[Calif. Uniform Tobacco Control Act Initiative]

Resolution opposing the California Uniform Tobacco Act Initiative. (Supervisor Alioto)

File 060-94-009, Resolution No. 367-94

(April 18, 1994 - Introduced in Board for consideration on April 25, 1994.)

Adopted.

[Commission on the Status of Women]

Resolution urging the Mayor to keep the Commission on the Status of Women a separate and independent City department. (Supervisors Conroy, Shelley, Leal)

File 242-94-001, Resolution No. 388-94

(April 18, 1994 - Introduced in Board for consideration on April 25, 1994.)

Adopted.

[Needle Exchange Emergency]

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisor Alioto)

File 030-94-001.08

(April 18, 1994 - Introduced in Board for consideration on April 25, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Maher, Migden - 4.

#### IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]

Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-17, Resolution No. 334-94

(Mayor Frank Jordan, April 19 - 20; Barbara Kaufman, member, Board of Supervisors, April 28 - May 1; Carole Migden, member, Board of Supervisors, April 28 - May 1, 1994.)

Adopted.

[Proclamation - Take Our Daughters to Work Day]

Resolution proclaiming April 28, 1994 as Take Our Daughters To Work Day. (Supervisor Alioto)

File 4-94-13, Resolution No. 335-94

Adopted.

[State Legislation - Medi-Cal]

Resolution urging the Mayor to direct the City's lobbyist to actively support the reduction of limits by the State Department of Health on the numbers of Medi-Cal recipients who can enroll in Managed Care Programs prior to the establishment of a Public Medi-Cal initiative in March, 1995 and to make this support known also to the members of the California Legislature and the Governor. (Supervisor Leal)

File 12-94-23, Resolution No. 338-94

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Maher, Migden - 4.

#### IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]

Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Kaufman, seconded by Supervisor Hsieh, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Maher, Migden - 4.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kaufman, seconded by Supervisor Hsieh, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Maher, Migden - 4.

Adopted

[Commendation-High Speed Rail Convention]

Resolution Commending the High Speed Rail/Maglev Association and designating the week of May 1-7 as High Speed Rail Week.

File 006-94-026, Resolution No. 336-94

Supervisors Hsieh, Kaufman presented for immediate adoption..

Adopted.

[Commendation-Small Business Community]

Resolution commending the contributions of San Francisco's business community and urging the Mayor to proclaim the week of May 2 through May 8, 1994, as "Small Business Week in San Francisco."

File 006-94-027, Resolution No. 337-94

Supervisors Kaufman, Leal, Conroy, Hsieh, Alioto, Hallinan presented for immediate adoption.

Adopted.

The foregoing items on the Imperative Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Maher, Migden - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS  
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Contract Procedures]

Ordinance amending Chapter 6 of the San Francisco Administrative Code (Contract Procedure) by adding Section 6.52 requiring that certain city construction contracts include a provision requiring prime contractors to make good-faith efforts to hire San Francisco residents to comprise no less than 50% of their total construction work force. Presented by Supervisors Hallinan, Alioto, Kennedy, Kaufman. Referred to Government Efficiency/Labor Committee.

File 097-94-025

[Commission of Animal Control and Welfare]

Ordinance amending Section 41.1 of Part II, Chapter V, Article 1 of the San Francisco Municipal Code (Health Code), establishing a Commission of Animal Control and Welfare, by adding two more members to the Commission to be appointed by the Board of Supervisors, one being a representative of the general public, and the other being a nominee of the San Francisco Zoological Society. Supervisor Migden presented. Referred to Health/Public Safety/Environment Committee

File 118-94-001

Referred to Board

[Commending Simeon Meadows White]

Resolution posthumously commending Simeon Meadows White for his lifelong activist commitment to public and community service and declaring April 23, 1994 "Simeon White Day" in San Francisco. Supervisors Hallinan, Bierman, Alioto, Leal, Migden, Kaufman, Shelley, Maher, Kennedy, Hsieh, Conroy. Referred to Board for Adoption Without Committee Reference Calendar May 2, 1994.

File 006-94-028

[Public Transportation]

Resolution making a finding concerning proposed revisions of the Municipal Railway fare schedule. Supervisor Hsieh presented. Referred to Board for Adoption Without Committee Reference Calendar May 2, 1994.

File 007-94-006.01

Referred to Committee

[Center for Special Problems, Offenders Programs]

Resolution urging the Mayor to include \$800,000 in his fiscal year 1994-95 budget proposal to restore the Offender Programs at the Center for Special Problems, and assure that the Offenders Programs continue to be administered by the Department of Public Health. Presented by Supervisors Alioto, Bierman. Referred to Budget Committee with request it be considered at the May 11, 1994 meeting.

File 100-94-009.



Referred to Board

[Used Oil Recycling Grant] Resolution authorizing the Chief Administrative Officer of the City and County of San Francisco in conjunction with the other eight Bay Area counties, to apply for up to \$500,000 in grant funding from the California Integrated Waste Management Board, for a regional used motor oil recycling educational campaign; waiving indirect costs. Supervisors Shelley, Alioto presented. Referred to Board for Adoption without Committee Reference Calendar May 2, 1994.

File 133-94-002.

Referred to Committee

[PG&E Canadian Gas Purchases]

Resolution urging the Mayor to urge the City Attorney to explore the City's options for participating in litigation concerning purchases of natural gas from Canada by Pacific Gas & Electric Company. Supervisors Hallinan, Alioto presented. Referred to Government, Efficiency/Labor Committee.

File 194-94-001.

[Emergency Operations and Communication Center Site]

Resolution finding the south side of Turk Street in Jefferson Square to be the preferred site for purposes of environmental review for a new emergency operations and communications center. Supervisors Maher, Shelley presented. Referred to Housing and Land Use Committee.

File 223-94-002.

Referred to Board

[Young Women's Parity]

Resolution supporting equal access to services for young women in San Francisco, urging the Mayor to urge city departments to focus on equal access for young women in San Francisco, and urging the city's state lobbyist to encourage San Francisco's legislative delegation in Sacramento to introduce and support legislation supporting equal access for young women on a statewide basis. Supervisors Conroy, Alioto presented. Referred to Board for Adoption without Committee Reference Calendar May 2, 1994.

File 242-94-002.

Referred to Board

[Presidio Public Review]

Resolution urging the National Park Service to provide full public review of the Request for Qualifications process. Supervisor Shelley presented. Referred to Select Committee on Base Closures with request it be considered at the May 12, 1994 meeting.

File 244-94-008. [Job Training-Hunters Point/OMI/Visitation Valley]

Resolution requesting the Mayor to request the Private Industry Council (PIC), the Mayor's Office of Community Development (MOCDD) and the Mayor's Office of Housing, who receive money for job training of displaced workers, unemployed workers, etc. to use the job training monies to establish a job training program in the Bayview Hunters Point, OMI and Visitation Valley communities; requesting the Mayor to request PIC to use the money that the City and County of San Francisco allocates to PIC for job training in the Bayview Hunters Point Community; requesting the Mayor to memorialize Congresswoman Nancy Pelosi, Congressman Tom Lantos, Senators Dianne Feinstein and Barbara Boxer to introduce legislation that would require all contracts let to clean-up Bayview Hunters Point Shipyard and the surrounding area to hire workers from the Bayview Hunters Point, OMI and Visitation Valley communities and that all sub-contracts be awarded to minorities and that contractors establish an apprenticeship program using persons from the 94124 area. Supervisors Kennedy, Alioto presented. Referred to Economic Vitality/Social Policy Committee with request it be considered at the April 26, 1994 meeting.

File 245-94-002.

[Old St. Mary's Cathedral]

Resolution declaring the City and County of San Francisco's recognition of support of Old St. Mary's Cathedral (one of the City's oldest historical and social pioneers) and urging the people of San Francisco to assist Old St. Mary's in its bid to raise the funds necessary to seismically retrofit the 140 year old landmark. Supervisors Hsieh, Alioto presented. Referred to Economic Vitality/Social Policy Committee.

File 246-94-001.

[Ballot Measure-Suspending Salary Increases]

Charter Amendment (First Draft-Skeletal) amending Section 8.406 relating to the ability of the Board of Supervisors to suspend scheduled salary increases of city employees and officials during a fiscal emergency in which general fund revenues decrease by two percent. Supervisor Migden presented. Referred to Rules Committee.

File 249-94-001.

Requests for Hearings:

File 124-94-003. [Press Passes] Hearing to consider an amendment to Section 11.2 of the San Francisco Traffic Code stating that press passes shall be valid only while the employee driving the vehicle is actually engaged in the photography or gathering of news. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 124-94-004. [Press Passes] Hearing to consider an amendment to Section 11.2 of the San Francisco Traffic Code to require a notarized statement from the individual who is issued a press pass stating that their full time profession and primary duty is gathering of news. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 127-94-003. [Payroll/Gross Receipts Tax] Hearing to consider increasing the Payroll Expense Tax rates from the current level of 1.5% to 1.6% for businesses with payroll expenses in excess of \$166,667, and further imposing an additional business tax on Gross Receipts exceeding specified amounts. Supervisor Hallinan presented. Referred to Budget Committee.

File 176-94-002. [Hiring Policy, Costco Store] Hearing to consider the hiring practices and policies of the Costco store in San Francisco, specifically, hiring policies regarding minorities and San Francisco residents. Supervisors Alioto, Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 245-94-001. [Job Training and Economic Development] Hearing to consider Federal and State monies awarded to the City and County of San Francisco for the purpose of job training and economic development. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee with request it be considered at the April 26, 1994 meeting.

File 251-94-001. [Status of City employee compensatory time] Hearing to consider the status of City employee compensatory time; the appropriateness of compensatory time, particularly for Executive Management employees with base salaries exceeding \$100,000; and the need to establish procedures to standardize the accounting for compensatory time on a city-wide basis. Supervisor Leal presented. Referred to Government Efficiency/Labor Committee.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-93-114. [Appropriation, Municipal Railway] Ordinance appropriating and transferring \$89,584 for salaries, fringe benefits and work order services, creating thirteen positions and deleting four positions at the Municipal Railway; rescinding \$19,156 for salaries, fringe benefits and work order services, deleting one position at the Public Utilities Commission for fiscal year 1993-94 (implement Proposition M, create Transportation Commission). RO #93290 (Controller) Referred to Budget Committee.

File 036-94-002. [Zoning Map Change, Key Avenue] Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located (951 Key Avenue) on the south side, 325 feet southeasterly from Jennings Street in Assessor's Block 4996, Lot 23 from an RH-1 (House, One-Family) District to an RH-2 (House, Two Family) District; and adopting findings pursuant to City Planning Code Sections 101.1 and 302(C). (Department of City Planning) Referred to Housing and Land Use Committee.

File 036-94-003. [Zoning Change, Geary Blvd, Beaumont Avenue] Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located at 3425-55 Geary Boulevard and 33 Beaumont Avenue, Lots 3 and 35 in Assessor's Block 1085, from an NC-3 (Moderate-Scale Neighborhood Commercial District) to an RH-2 (House, Two-Family) District (a portion of Lot 35) and of property located at 33 Beaumont Avenue from an RH-2 District to an NC-3 District (a portion of Lot 3). (Department of City Planning) Referred to Housing and Land Use Committee.

File 045-94-025. [Litigation/Irina & Elena, Shenkar & Arbram Goldman] Ordinance authorizing settlement of litigation of Irina Shenkar, Elena Shenkar, and Arbram Goldman, individually, and as surviving members of Anne Polyak Goldman, deceased, against the City and County of San Francisco by payment of \$60,000. (Superior Court No. 907-670) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-017. [Fees, Reproducing Records & Environmental Review] Ordinance amending Administrative Code, by amending Sections 8.2B and 31.46A, to amend fees for reproducing records, to increase fees,

modify fees and extend the period certain fees are charged for environmental review procedures. (Department of City Planning) Referred to Budget Committee.

File 115-94-004. [Planning Department, New Fees] Ordinance amending City Planning Code by amending Articles 2, 3.5A and 9, to impose new fees, change the amount of fees currently charged relating to Department of City Planning actions, activities and services. (Department of City Planning) Referred to Budget Committee.

File 170-94-006. [Citywide Radio System Lease] Ordinance providing for the approval and execution and delivery by officers of the City and County of San Francisco of a Master Lease Agreement and a First Lease Supplement, each between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee for the lease-financing of the first phase of the Citywide 800 MHz Trunking Radio System; providing for the approval and execution of an agency agreement between the City and County of San Francisco Finance Corporation and the City and County of San Francisco with respect to the Citywide Radio System to be used for City purposes; approving the issuance of Lease Revenue Bonds by the Corporation; providing for the execution of other documents related to the actions authorized by the Board; and ratifying related actions previously taken. (Chief Administrative Officer) Referred to Budget Committee.

#### Resolutions Referred to Committee

File 025-94-011. [Contract Out, Body Removal Services] Resolution concurring with the Controller's certification that body removal services for the Medical Examiner's Office can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Chief Medical Examiner-Coroner) Referred to Government Efficiency/Labor Committee.

File 025-94-012. [Contract Out, Janitorial Services] Resolution concurring with the Controller's certification that janitorial services can be practically performed at the Department of Social Services by private contractor for lower cost than similar work performed by City and County employees. (Department of Social Services) Referred to Government Efficiency/Labor Committee.

File 028-94-009. [Emergency Repairs, Lombard St. Reservoir] Resolution approving the expenditure of \$360,000 to perform emergency repairs on Lombard Street Reservoir, San Francisco Water Department. (Public Utilities Commission) Referred to Budget Committee.

File 040-94-008. [Residential Parking Area "N", North Inner Richmond] Resolution extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond Area and adding to the list of streets upon which time limitations shall apply. (Also see File 40-94-6.) (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 068-94-009. [Summer Food Program] Resolution authorizing the Mayor to apply for, accept and expend \$800,000 from the United States Department of Agriculture (USDA) to sponsor the Summer Food Service Program for needy children in the City and County of San Francisco from May 1, 1994 to May 1, 1995. (Mayor's Office of Children, Youth, and Their Families) Referred to Government Efficiency/Labor Committee.

File 082-94-004. [Property Acquisition - Noise Easements] Resolution authorizing the acquisition of ten noise easements in the City of Millbrae as part of the City of Millbrae's Aircraft Noise Insulation Project - Phase III. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 089-94-014. [SDI Coverage, Classification 1376] Resolution authorizing enrollment of Classification 1376 Special Assistant XVII, in the State Disability Insurance Program. (Mayor's Office of Employee Relations Division) Referred to Government Efficiency/Labor Committee.

File 150-94-001. [Grant - Federal Funds] Resolution authorizing the Recreation and Park Department to apply for a grant in the amount of \$200,000 from the Urban Parks and Recreation Recovery Act for renovation of Chinese Playground. (Recreation and Park Department) Referred to Government Efficiency/Labor Committee.

File 168-94-002.01. [Eminent Domain, Lot 76, Assessor's Block 2949A] Resolution authorizing acquisition of Lot 76 in Assessor's Block 2949A by eminent domain for the Open Space Program, and to adopt findings pursuant to City Planning Code Section 101.1. (Also see File 168-94-2.) (Real Estate Department) Referred to Budget Committee.

File 191-94-001. [Special Use Permit Transfer, U.S. Forest Service] Resolution authorizing Hetch Hetchy Water and Power to apply for a Special Use Permit transfer with the U.S. Department of Agriculture, Forest Service. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 192-94-001. [Grant - Federal Funds] Resolution authorizing the Executive Director of the Parking and Traffic to retroactively apply for, accept and expend up to \$182,137 in Federal funds for the upgrade of railroad grade crossing devices at the intersections of 3rd Street and Arthur Way and Evans Avenue and Rankin Street, foregoing reimbursement of indirect costs. (Department of Parking and Traffic) Referred to Government Efficiency/Labor Committee.

File 210-94-001. [Self-Insurance for Workfare Participants] Resolution authorizing the Retirement

Board to provide Workers' Compensation insurance under the City's self-insurance program to General Assistance workfare program participants. (Department of Social Services) Referred to Government Efficiency/Labor Committee.

File 255-94-001. [Mission Bay Transportation Projects Agreement] Resolution approving the Transportation Projects Agreement, as amended, and approving the proposed revisions as within the scope of and as adequately described in the program EIR. (Also see File 255-91-9, Resolution No. 120-92.) (City Attorney) Referred to Government Efficiency/Labor Committee.

#### Requests Granted

By Supervisor Bierman, that City Attorney prepare ordinance to: consolidate existing resolutions that describe the powers and duties of the National Service Blue Ribbon Commission; change the name of the Commission to the Commission for National and Community Service; and to prescribe additional powers and duties governing the Commission, particularly in regards to its ability to receive and expend funds and other budgetary and fiscal procedures, the Director and other employees.

By Supervisor Alioto, that City Attorney prepare resolution urging the Mayor to urge the Police Commission to make enforcement of drug dealing laws a top priority by the Police Department in the Haight-Ashbury District, and urging the District Attorney to make prosecution of individuals arrested for drug dealing a top priority, and that the resolution be prepared for introduction at the May 16, 1994 Board of Supervisors meeting.

By Supervisor Leal, that City Attorney prepare legislation requiring the Human Resources Department to draft a standardized compensatory time policy for employees of the City of San Francisco. This policy should reflect that there should be: 1) no compensatory time for Executive Management City employees whose base salaries and fringe benefits exceed \$100,000 a year; and 2) procedures that standardize the accounting for compensatory time on a City-wide basis.

By Supervisor Hallinan, that City Attorney prepare ordinance amending Part III, Section 903.1 of the San Francisco Municipal Code to increase Payroll Expense Tax rates from the current level of 1.5% to 1.6% for businesses with payroll expenses in excess of \$166,667, and to add Section 1004.19 to impose an additional business tax on Gross Receipts exceeding specified amounts.

By Supervisor Conroy, that letter of inquiry be sent to General Managers of Recreation and Park Department and Water Department concerning existing plans to raise the water levels at Pine Lake in Stern Grove.

#### Motions Adopted

Motion that the Board adjourn out of respect to the memory of the following deceased:

Alexa McNeil (Supervisor Alioto)  
Annie King Toler (Supervisor Kennedy)  
Hurschel E. Williams (Supervisor Kennedy)  
James L. Bruce (Supervisor Kennedy)  
Stella Nasser (Supervisor Maher)  
Joe Johnson (Supervisors Bierman, Kaufman)  
Phyllis Shapiro (Supervisor Kaufman)

#### ADJOURNMENT

There being no further business, the Board at the hour of 5:52 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on May 9, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor  
Clerk of the Board of Supervisors







